

HB 1385, HB 1390, HB 1391, HB 1472, HB 1489, HB 1510, HB 1541, HB 1582, HB 1605, HB 1616, HB 1635, HB 1661, HB 1676, HB 1700, HB 1702, HB 1708, HB 1726, HB 1757, HB 1771, HB 1772, HB 1777, HB 1780, HB 1782, HB 1796, HB 1798, HB 1799, HB 1831, HB 1837, HB 1846, HB 1860, HB 1861, HB 1862, HB 1867, HB 1882, HB 1884, HJR 35, HJR 41, HJR 57, HCR 31, HCR 69, HCR 71, HCR 73, HCR 85, HCR 114, HCR 131, HCR 138, HCR 141, HCR 145, HCR 147, HCR 154, HCR 171, HCR 176, HCR 177, HCR 179, HCR 181, HCR 183.

Governmental Affairs and Efficiency: SB 787.

Judicial Districts: HB 1889, SB 937.

EIGHTY-FIFTH DAY (Continued)—SUNDAY, MAY, 30, 1971

The House met at 2:00 p.m. and was called to order by the Speaker Pro Tempore.

Mr. Tom Bass raised a point of order that the House was called to order at 2:01 p.m. which violates Rule 1, Section 1, of the House Rules inasmuch as the House had recessed until 2:00 p.m. today.

The Chair overruled the point of order stating that the House was called to order promptly at 2:00 p.m.

(Speaker in the Chair)

The roll of the House was called and the following Members were present:

Mr. Speaker	Davis, D.	Johnson	Presnal
Agnich	Davis, H.	Jones, E.	Price
Allen, Joe	Denton	Jungmichel	Reed
Allen, John	Doran	Kaster	Rodriguez
Allred	Dramberger	Kost	Rosson
Atwell	Earthman	Kubiak	Salem
Atwood	Farenthold	Lemmon	Salter
Baker	Finck	Lewis	Sanchez
Bass, T.	Finnell	Lombardino	Santiesteban
Bigham	Finney	Longoria	Schulle
Blanton	Floyd	Lovell	Shannon
Blythe	Foreman	McAlister	Short
Bowers	Garcia	McKissack	Silber
Boyle	Golman	Moncrief	Slack
Braecklein	Grant	Moore, A.	Slider
Burgess	Hanna, Joe	Moore, T.	Smith
Bynum	Harding	Moreno	Solomon
Caldwell	Harris	Nabers	Spurlock
Calhoun	Hawkins	Neugent, D.	Stewart
Cates	Hawn	Newton	Swanson
Cavness	Haynes	Nichols	Tupper
Christian	Head	Niland	Uher
Clark	Heatly	Nugent, J.	Vale
Clayton	Hendricks	Orr	Ward
Coats	Hilliard	Parker, C.	Williams
Cole	Holmes, T.	Parker, W.	Williamson
Craddick	Howard	Patterson	Wolff
Cruz	Hubenak	Poerner	Wyatt
Daniel	Ingram	Poff	

Absent

Adams	Gammage	Lee	Simmons
Angly	Graves	Ligarde	Tarbox
Bass, B.	Hale	Mengden	Traeger
Beckham	Hannah, John	Murray	Truan
Braun	Hull	Nelms	Von Dohlen
Carrillo	Jones, D.	Ogg	Wieting
Cobb	Jones, G.	Pickens	
Doyle	Kilpatrick	Semos	

Absent-Excused

Holmes, Z.	Sherman	Stroud	Wayne
Moore, G.			

A quorum of the House was announced present.

The Invocation was offered by Chaplain Clinton Kersey.

LEAVES OF ABSENCE GRANTED

The following Members were granted leaves of absence for today on account of important business:

Mr. Zan Holmes on motion of Mr. Reed.

Mr. Wayne, temporarily for today, on motion of Mr. Uher.

Mr. Griffith Moore, temporarily for today, on motion of Mr. Boyle.

The following Member was granted leave of absence for today on account of illness:

Mr. Stroud on motion of Mr. Walt Parker.

Representatives Truan, Semos, Pickens, Beckham, Wieting, Braun, and Kilpatrick entered the House and were announced present.

MEMORIAL RESOLUTION ADOPTED

The following Memorial Resolution was adopted unanimously by a rising vote:

HSR 629, by Smith: In memory of Walter H. Gunn.

Representatives Gammage, Mengden, Delwin Jones, Tarbox, Bill Bass, Nelms, Hale, John Hannah, and Murray entered the House and were announced present.

CONSIDERATION OF BILLS ON THE LOCAL AND
CONSENT CALENDAR

Mr. Tom Bass raised a point of order against further consideration of the bills on the Local and Consent Calendar of Senate Bills on the grounds that the Calendar distributed is in violation of Rule III, Section 7, of the House Rules, inasmuch as there is no authorized signature on it and it is not numbered which makes it appear to be an unofficial Calendar.

The Speaker overruled the point of order stating that all necessary rules had been suspended in order to consider the bills on the Calendar which had been placed on the Members' desks.

Mr. Tom Bass raised a further point of order against further consideration of the bills on the Local and Consent Calendar on the grounds that the motion to suspend all necessary rules in order to set a Local and Consent Calendar of Senate Bills for 2:00 p.m. today did not involve the printing rules and therefore this Calendar is in violation of Rule IX, Section 7, of the House Rules, as it has not been printed for 24 hours.

The Speaker overruled the point of order stating that a separate motion had been made and prevailed suspending the printing and layout rules in order to consider the Calendar which had been placed on the Members' desks.

Mr. Tom Bass raised a further point of order against further consideration of the Local and Consent Calendar of Senate Bills on the grounds that Rule IX, Section 7, of the House Rules, had been violated in that the motion to suspend all necessary rules did not address itself to distribution rules.

The Speaker overruled the point of order.

Representatives Hull, Cobb, and Von Dohlen entered the House and were announced present.

Mr. Hale moved to suspend all necessary rules to proceed with the consideration of the Local and Consent Calendar of Senate Bills.

A record vote was requested.

The motion prevailed by the following vote:

Yeas—110

Adams	Boyle	Clark	Doran
Allen, John	Braecklein	Clayton	Doyle
Atwell	Burgess	Coats	Dramberger
Atwood	Bynum	Cobb	Finck
Baker	Calhoun	Cole	Finnell
Bass, B.	Carrillo	Daniel	Finney
Beckham	Cates	Davis, D.	Floyd
Blanton	Cavness	Davis, H.	Foreman

Garcia	Jones, G.	Orr	Slider
Golman	Jungmichel	Parker, C.	Smith
Hale	Kaster	Parker, W.	Solomon
Hanna, Joe	Kilpatrick	Pickens	Spurlock
Hannah, John	Kost	Poerner	Stewart
Harding	Lemmon	Poff	Swanson
Harris	Lewis	Presnal	Tarbox
Hawkins	Lombardino	Price	Traeger
Hawn	Longoria	Rosson	Truan
Haynes	Lovell	Salem	Tupper
Heatly	McAlister	Salter	Uher
Hendricks	McKissack	Sanchez	Von Dohlen
Hilliard	Moncrief	Santiesteban	Ward
Holmes, T.	Moore, A.	Schulle	Wieting
Howard	Murray	Semos	Williams
Hubenak	Nabers	Shannon	Williamson
Hull	Neugent, D.	Short	Wolff
Ingram	Newton	Silber	Wyatt
Johnson	Niland	Simmons	
Jones, D.	Nugent, J.	Slack	

Nays—81

Agnich	Braun	Grant	Moreno
Allen, Joe	Caldwell	Graves	Nelms
Allred	Christian	Head	Nichols
Angly	Craddick	Jones, E.	Patterson
Bass, T.	Denton	Kubiak	Reed
Bigham	Earthman	Lee	Rodriguez
Blythe	Farenthold	Mengden	Vale
Bowers	Gammage	Moore, T.	

Absent

Cruz	Ligarde	Ogg	
Absent-Excused			
Holmes, Z.	Sherman	Stroud	Wayne
Moore, G.			

Mr. Tom Bass requested a verification of the vote.

Mr. Semos moved to dispense with the verification.

The motion to dispense with verification prevailed.

The House then proceeded to the consideration of the Local and Consent Calendar of Bills.

SB 18—OBJECTIONS TO CONSIDERATION

Mrs. Farenthold raised a point of order against consideration of SB 18, the first bill on the Local and Consent Calendar of Senate Bills, on the grounds that the name of the County of Travis is omitted from the bill.

The Speaker overruled the point of order.

Representatives Tom Bass, Head, Tom Moore, Kubiak, Denton, and Blythe filed objections to the consideration of SB 18.

SB 983—OBJECTIONS TO CONSIDERATION

Representatives Tom Bass, Head, Tom Moore, Kubiak, Denton, and Blythe filed objections to the consideration of SB 983.

Representative Ogg entered the House and was announced present.

SB 1029 AND SB 1020—OBJECTIONS TO CONSIDERATION

Representatives Tom Bass, Head, Tom Moore, Kubiak, Denton, and Blythe filed objections to the consideration of SB 1029 and SB 1020.

Representative Griffith Moore entered the House and was announced present.

SB 997, SB 998, AND SB 999—OBJECTIONS
TO CONSIDERATION

Representatives Tom Bass, Head, Tom Moore, Kubiak, Denton, and Blythe filed objections to the consideration of SB 997, SB 998, and SB 999.

SB 1000, SB 1001, SB 1002, SB 1003, SB 1004, SB 80, AND
SB 268—OBJECTIONS TO CONSIDERATION

Representatives Tom Bass, Head, Tom Moore, Kubiak, Denton, and Blythe filed objections to the consideration of SB 1000, SB 1001, SB 1002, SB 1003, SB 1004, SB 80, and SB 268.

Representative Ligarde entered the House and was announced present.

SENATE BILLS—OBJECTIONS TO CONSIDERATION

Representatives Tom Bass, Head, Tom Moore, Kubiak, Denton, and Blythe filed objections to the consideration of SB 955, SB 940, SB 74, SB 408, SB 903, SB 1024, SB 698, SB 578, SB 736, SB 576, SB 934, SB 34, SB 38, SB 872, SB 881, SB 846, SB 847, SB 613, SB 534, SB 849, SB 533, SB 949, SB 660, SB 528, SB 1036, SB 877, SB 99, SB 972, SB 860, SB 886, SB 559, SB 991, SB 331, SB 905, SB 737, SB 963, SB 144, SB 896, SB 974, SB 487, SB 494, SB 756, SB 672, SB 392, SB 238, SB 728, SB 420, SB 981, SB 980, SB 935, SB 552, SB 126, SB 143, SB 975, and SB 883.

SB 800—OBJECTIONS TO CONSIDERATION

Representatives Tom Bass, Head, Tom Moore, Kubiak, Denton, Blythe, and Gammage filed objections to the consideration of SB 800.

SB 742—OBJECTIONS TO CONSIDERATION

Representatives Tom Bass, Head, Tom Moore, Kubiak, Denton, Blythe, and John Hannah filed objections to the consideration of SB 742.

COMMITTEE MEETING

Mr. Traeger asked unanimous consent of the House that the Committee on Constitutional Amendments be permitted to meet at this time.

There was objection offered.

Mr. Traeger then moved that the Committee on Constitutional Amendments be permitted to meet at this time.

The motion prevailed.

SENATE BILLS—OBJECTIONS TO CONSIDERATION

Representatives Tom Bass, Head, Tom Moore, Kubiak, and Allred filed objections to the consideration of SB 385, SB 264, SB 345, SB 364, SB 926, SB 813, SB 415, SB 422, and SB 1007.

COMMITTEE MEETING

Mr. Blanton asked unanimous consent of the House that the Committee on Resolutions and Interim Activities be permitted to meet at this time.

There was objection offered.

Mr. Blanton then moved that the Committee on Constitutional Amendments be permitted to meet at this time.

The motion prevailed.

SENATE BILLS—OBJECTIONS TO CONSIDERATION

Representatives Allred, Tom Bass, Head, Tom Moore, and Kubiak filed objections to the consideration of SB 1009, SB 798, SB 734, SB 1021, SB 240, SB 132, SB 516, SB 343, SB 66, SB 1031, SB 1032, SB 450, SB 931, SB 468, SB 554, SB 1027, SB 507, SB 1012, and SB 990.

ADDRESS BY THE HONORABLE MIKE MONCRIEF
ORDERED PRINTED IN THE JOURNAL

Mr. Moncrief was recognized by the Speaker and addressed the House on a matter of personal privilege.

Mr. Hawn moved that the remarks of Mr. Moncrief addressed to the House on personal privilege be printed in the Journal.

(Mr. Hale in the Chair)

The motion to print prevailed by the following vote:

Yeas—133

Adams	Dramberger	Kilpatrick	Reed
Agnich	Earthman	Kost	Rodriguez
Allen, Joe	Farenthold	Kubiak	Rosson
Allen, John	Finck	Lee	Salem
Allred	Finnell	Lemmon	Salter
Angly	Finney	Lewis	Sanchez
Atwell	Floyd	Ligarde	Santiesteban
Atwood	Foreman	Lombardino	Schulle
Baker	Gammage	Longoria	Semos
Bass, B.	Garcia	Lovell	Shannon
Bass, T.	Golman	McAlister	Short
Beckham	Grant	McKissack	Silber
Bigham	Hanna, Joe	Moore, A.	Simmons
Blanton	Harding	Moore, G.	Slack
Blythe	Harris	Moore, T.	Slider
Boyle	Hawkins	Moreno	Smith
Braecklein	Hawn	Murray	Solomon
Braun	Haynes	Nabers	Spurlock
Burgess	Head	Nelms	Stewart
Bynum	Heatly	Neugent, D.	Swanson
Caldwell	Hendricks	Newton	Tarbox
Carrillo	Hilliard	Nichols	Traeger
Cates	Holmes, T.	Niland	Truan
Cavness	Howard	Nugent, J.	Tupper
Christian	Hubenak	Ogg	Uher
Clayton	Hull	Orr	Vale
Cole	Ingram	Parker, C.	Von Dohlen
Craddick	Johnson	Parker, W.	Ward
Daniel	Jones, D.	Patterson	Wieting
Davis, D.	Jones, E.	Pickens	Williams
Davis, H.	Jones, G.	Poerner	Williamson
Denton	Jungmichel	Poff	Wolff
Doran	Kaster	Price	Wyatt
Doyle			

Nays—1

Calhoun

In The Chair

Hale

Present—Not Voting

Moncrief

Absent

Bowers	Cobb	Graves	Mengden
Clark	Cruz	Hannah, John	Presnal
Coats			

Absent-Excused

Holmes, Z.

Sherman

Stroud

Wayne

ADDRESS BY THE HONORABLE MIKE MONCRIEF

Mr. Speaker and fellow Members:

I do not understand all the Rules of this House. But I can readily see as you can that this has been a gross misuse of these Rules.

Earlier during this session, I spoke out against personal bickering on the House Floor among our Membership. However, I cannot sit idly by and watch a few Members make a complete mockery of our governmental system. These bills concern the people of this state and, as such, they should be at least considered. If they are bad bills, then we will kill them, but I can't believe that every one of these pieces of legislation are no good for anyone.

It is embarrassing to me as a Member of this astute Body to be a part of this ridiculous situation. Look at the gallery. These are the people we represent and I can't think they are very proud of us at this moment.

I am sure the majority of the Members of this House agree with me when I say it is a crying shame that certain individuals will allow personal differences to defeat the purpose of our being here. That being, to work for all the people in Texas by setting aside our personal feelings and representing their dictates. Thank you.

MESSAGE FROM THE SENATE

Austin, Texas, May 30, 1971

Honorable Gus Mutscher, Speaker of the House of Representatives

Sir: I am directed by the Senate to inform the House that the Senate has granted the request of the House for a Conference Committee to adjust the differences between the two Houses on HB 782.

The following have been appointed on the part of the Senate: Senators Word, Patman, Wilson, Jordan, and Hall.

Respectfully,
CHARLES A. SCHNABEL
Secretary of the Senate

ADDRESS BY THE HONORABLE TOM MOORE
ORDERED PRINTED IN THE JOURNAL

Mr. Tom Moore was recognized by the Chair and addressed the House on a matter of personal privilege.

Mr. Nichols moved that the remarks of Mr. Tom Moore addressed to the House on personal privilege be printed in the Journal.

The motion prevailed by the following vote:

Yeas—116

Agnich	Davis, D.	Johnson	Poff
Allen, Joe	Davis, H.	Jones, D.	Presnal
Allred	Denton	Jones, E.	Price
Angly	Doran	Kaster	Reed
Atwood	Doyle	Kilpatrick	Rodriguez
Baker	Dramberger	Kubiak	Salem
Bass, B.	Earthman	Lee	Sanchez
Bass, T.	Farenthold	Lemmon	Santiesteban
Beckham	Finck	Lewis	Schulle
Bigham	Finnell	Ligarde	Semos
Blanton	Finney	Lombardino	Shannon
Blythe	Floyd	Longoria	Short
Bowers	Foreman	Lovell	Silber
Boyle	Gammage	McAlister	Simmons
Braecklein	Grant	Mengden	Smith
Braun	Graves	Moncrief	Solomon
Bynum	Hannah, John	Moore, A.	Spurlock
Caldwell	Harding	Moreno	Stewart
Carrillo	Harris	Nelms	Swanson
Cates	Hawkins	Neugent, D.	Traeger
Cavness	Hawn	Nichols	Truan
Christian	Haynes	Niland	Tupper
Clark	Head	Nugent, J.	Uher
Coats	Hendricks	Orr	Vale
Cobb	Hilliard	Parker, C.	Von Dohlen
Cole	Holmes, T.	Parker, W.	Ward
Craddick	Howard	Patterson	Williams
Cruz	Hubenak	Pickens	Wolff
Daniel	Hull	Poerner	Wyatt

Nays—9

Calhoun	Kost	Salter	Tarbox
Hanna, Joe	Ogg	Slider	Wieting
Jungmichel			

In The Chair

Hale

Present—Not Voting

Moore, T.

Absent

Adams	Garcia	McKissack	Newton
Allen, John	Golman	Moore, G.	Rosson
Atwell	Heatly	Murray	Slack
Burgess	Ingram	Nabers	Williamson
Clayton	Jones, G.		

Absent-Excused

Holmes, T.	Sherman	Stroud	Wayne
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ADDRESS BY THE HONORABLE FRANCES FARENTHOLD
ORDERED PRINTED IN THE JOURNAL

Mrs. Farenthold was recognized by the Chair and addressed the House on a matter of personal privilege.

Mr. Nichols moved that the remarks of Mrs. Farenthold addressed to the House on personal privilege be printed in the Journal.

There was objection.

The motion then prevailed by the following vote:

Yeas—116

Agnich	Daniel	Jones, E.	Poerner
Allen, Joe	Davis, D.	Kaster	Poff
Allen, John	Davis, H.	Kilpatrick	Presnal
Allred	Denton	Kubiak	Price
Angly	Doran	Lee	Reed
Atwood	Doyle	Lemmon	Rodriguez
Baker	Dramberger	Lewis	Salem
Bass, B.	Earthman	Ligarde	Sanchez
Bass, T.	Finck	Lombardino	Santiesteban
Beckham	Finnell	Longoria	Schulle
Bigham	Finney	Lovell	Semos
Blanton	Floyd	McAlister	Shannon
Blythe	Foreman	Mengden	Silber
Bowers	Gammage	Moncrief	Smith
Boyle	Grant	Moore, A.	Solomon
Braecklein	Graves	Moore, G.	Spurlock
Braun	Hannah, John	Moore, T.	Stewart
Burgess	Harding	Moreno	Swanson
Bynum	Harris	Nelms	Traeger
Caldwell	Hawkins	Neugent, D.	Truan
Carrillo	Haynes	Newton	Tupper
Cates	Head	Nichols	Uher
Cavness	Hendricks	Niland	Vale
Christian	Hilliard	Nugent, J.	Von Dohlen
Clark	Holmes, T.	Ogg	Ward
Coats	Howard	Orr	Williams
Cole	Hubenak	Parker, C.	Williamson
Craddick	Hull	Patterson	Wolff
Cruz	Jones, D.	Pickens	Wyatt

Nays—8

Calhoun	Kost	Short	Tarbox
Jungmichel	Rosson	Simmons	Wieting

In The Chair

Hale

Present—Not Voting

Farenthold

Absent

Adams	Golman	Johnson	Parker, W.
Atwell	Hanna, Joe	Jones, G.	Salter
Clayton	Hawn	McKissack	Slack
Cobb	Heatly	Murray	Slider
Garcia	Ingram	Nabers	

Absent-Excused

Holmes, Z.	Sherman	Stroud	Wayne
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ADDRESS BY THE HONORABLE FRANCES FARENTHOLD

For several weeks on third reading I have voted present and not voting because there was no way for me to cast a responsible vote. The first time I did this was when we passed a bill-a-minute; and, at that time, I expressed my reasons in the House Journal. The mockery has been the system we have operated under. It is not our pleasure to be negative. Need I remind you that only this past week the Chairman of the Rules Committee himself said that the Rules Committee had not been able to go over the bills with a "fine tooth comb" and reminded us that there would be a greater responsibility upon us as individual Members regarding bills on the Consent Calendar.

**ADDRESS BY THE HONORABLE JOE SPURLOCK
ORDERED PRINTED IN THE JOURNAL**

Mr. Spurlock was recognized by the Chair and addressed the House on a matter of personal privilege.

Mr. Nichols moved that the remarks of Mr. Spurlock addressed to the House on personal privilege be printed in the Journal.

There was objection offered.

The motion then prevailed by the following vote:

Yeas—98

Adams	Bigham	Christian	Finnell
Agnich	Blythe	Clark	Foreman
Allen, Joe	Bowers	Coats	Gammage
Allen, John	Boyle	Cobb	Golman
Allred	Braecklein	Cole	Grant
Angly	Braun	Craddick	Graves
Atwood	Burgess	Cruz	Hannah, John
Baker	Bynum	Daniel	Harding
Bass, B.	Caldwell	Denton	Harris
Bass, T.	Carrillo	Earthman	Hawn
Beckham	Cates	Farenthold	Haynes

Head	Lombardino	Newton	Shannon
Hendricks	Longoria	Nichols	Smith
Hilliard	Lovell	Niland	Stewart
Holmes, T.	McAlister	Nugent, J.	Swanson
Hubenak	McKissack	Parker, C.	Truan
Ingram	Mengden	Patterson	Tupper
Jones, D.	Moncrief	Presnal	Uher
Jones, E.	Moore, A.	Price	Vale
Kaster	Moore, G.	Reed	Von Dohlen
Kilpatrick	Moore, T.	Rodriguez	Williams
Lee	Moreno	Salem	Wolff
Lemmon	Nabers	Sanchez	Wyatt
Lewis	Nelms	Schulle	
Ligarde	Neugent, D.	Semos	

Nays—29

Blanton	Hanna, Joe	Poerner	Solomon
Calhoun	Hawkins	Poff	Tarbox
Cavness	Howard	Rosson	Traeger
Clayton	Jungmichel	Salter	Ward
Davis, D.	Kost	Short	Wieting
Davis, H.	Ogg	Silber	
Finck	Orr	Simmons	
Floyd	Pickens	Slider	

In The Chair**Hale****Present—Not Voting**

Doyle	Kubiak	Spurlock	Williamson
Dramberger	Parker, W.		

Absent

Atwell	Garcia	Johnson	Santiesteban
Doran	Heatly	Jones, G.	Slack
Finney	Hull	Murray	

Absent-Excused

Holmes, Z.	Sherman	Stroud	Wayne
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REASON FOR VOTE

I voted No on the motion to place Mr. Spurlock's remarks in the Journal because he requested that they not be placed in the Journal.

Signed: Jack R. Hawkins

MESSAGE FROM THE SENATE

Austin, Texas, May 30, 1971

Honorable Gus Mutscher, Speaker of the House of Representatives

Sir: I am directed by the Senate to inform the House that the Senate has passed the following:

SCR 136, By Wallace: Creating an interim committee to study the constitutionality of the Texas Financial Responsibility Laws.

Respectfully,
CHARLES A. SCHNABEL
Secretary of the Senate

ADDRESS BY THE HONORABLE BOB GAMMAGE
ORDERED PRINTED IN THE JOURNAL

Mr. Gammage was recognized by the Chair and addressed the House on a matter of personal privilege.

Mr. Nichols moved that the remarks of Mr. Gammage addressed to the House on personal privilege be printed in the Journal.

There was objection offered.

The motion then prevailed by the following vote:

Yeas—114

Adams	Cruz	Ingram	Presnal
Agnich	Daniel	Jones, D.	Price
Allen, Joe	Davis, D.	Jones, E.	Reed
Allen, John	Davis, H.	Kaster	Rodriguez
Allred	Denton	Kilpatrick	Salem
Angly	Doran	Kubiak	Sanchez
Atwood	Doyle	Lee	Santiesteban
Baker	Dramberger	Lewis	Schulle
Bass, B.	Earthman	Ligarde	Semos
Bass, T.	Farenthold	Lombardino	Shannon
Beckham	Finck	Longoria	Silber
Blanton	Finnell	Lovell	Simmons
Blythe	Finney	McAlister	Smith
Bowers	Floyd	Mengden	Solomon
Boyle	Foreman	Moncrief	Spurlock
Braecklein	Golman	Moore, A.	Stewart
Braun	Grant	Moore, G.	Swanson
Burgess	Graves	Moore, T.	Traeger
Bynum	Hannah, John	Moreno	Truan
Caldwell	Harding	Nabers	Tupper
Carrillo	Harris	Nelms	Uher
Cates	Haynes	Newton	Vale
Cavness	Head	Nichols	Von Dohlen
Christian	Hendricks	Niland	Ward
Clark	Hilliard	Nugent, J.	Williams
Coats	Holmes, T.	Parker, W.	Wolff
Cobb	Howard	Pickens	Wyatt
Cole	Hubenak	Poerner	
Craddick	Hull	Poff	

Nays—10

Calhoun	Kost	Short	Tarbox
Clayton	Ogg	Slider	Wieting
Jungmichel	Orr		

In The Chair**Hale****Present—Not Voting**

Gammage	Hanna, Joe	Lemmon	Williamson
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Absent

Atwell	Hawn	McKissack	Patterson
Bigham	Heatly	Murray	Rosson
Garcia	Johnson	Neugent, D.	Salter
Hawkins	Jones, G.	Parker, C.	Slack

Absent-Excused

Holmes, Z.	Sherman	Stroud	Wayne
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ADDRESS BY THE HONORABLE BOB GAMMAGE

Mr. Speaker, Members: I had not intended to say anything today. However, the question of the Redistricting Bill passed out of this House yesterday has been interjected by another Member. First, I would like to say that the action of some Members of this House today, in killing the Local and Consent Calendar, had no connection with the passage of the Redistricting Bill.

In regard to redistricting itself, and the bill passed by this House yesterday, I would say that the entire plan is an abomination. It completely disregards the interests of the people you and I were elected to represent. It completely disregards the desires of the people you and I were elected to represent. It completely disregards the interests and desires of the Membership of this House who want the people—not the lobby and not the team—represented here.

On a statewide basis, this plan flies in the face of all of the Constitutional guidelines set out by our courts: It disregards communities of interest. It disregards compact ethnic representation. It disregards the economic interests of entire communities. It disregards concentrations of population and divides cities and towns unnecessarily, irrationally, and unreasonably.

This plan was drawn solely with the interests of a small group of the Membership of this House in mind. In the case of Harris County, it was drawn to accommodate three lieutenants of the leadership of this House; and to impose the greatest possible burden on, and to dilute as much as possible, those who from time to time oppose this leadership. It was drawn to impose financial burdens on candidates which will make them susceptible, as far as possible, to the contributions of the special interests represented in Austin by the organized lobby—and, regrettably, by some of our state officials.

But the leadership and our committee have not been entirely discrim-

inatory. No! They have even hit some of their own. Of course, many of them have salvaged their districts by "cutting deals" with the leadership, and pledging their votes in support of this bill.

Members, this House is supposed to have one hundred and fifty voices—representing the interests of more than eleven million people. Yesterday and the day before I have seen the railroad work. What amazes me is that many of the Members here who are getting the same "shaft" continue to support a plan and a leadership which couldn't care less about them or the people of Texas, and which in this case is actively opposed to both the Members' and the public's interests. More than a few of you have told me you didn't feel good about supporting this plan—but you were committed. Many of you have told me that you didn't believe this plan would "hold water" in the courthouse. One of you even expressed the opinion that a one-eyed J. P. would throw this plan out without looking at it. But you supported it anyway. In so doing, you voted to expend at least the two hundred thousand dollars of the taxpayers money appropriated to defend this bill.

This plan sabotages the concept of representative democracy! It is designed to preserve the dictatorial authority exercised by the leadership of this House. It is designed to both expel and dilute any voice of dissent from that leadership. If you really care, if you have any conscience, if you have any sense of responsibility to the people you purportedly represent here, then you had no choice but to have voted against passage of this piece of garbage that has been foisted upon us—and that the leadership of this House and the lackeys of this leadership are attempting to foist upon the people of Texas. Don't be puppets—because in the next primary election, and in the next general election, quite possibly, the strings are going to be cut—and there are some among you I wouldn't like to see thrown into the same political grave with the puppeteer. Be men—let us see a spark of courage in this House. To put it in more concise terms: Suck up your guts and assert yourselves as independent Representatives.

**ADDRESS BY THE HONORABLE LANE DENTON
ORDERED PRINTED IN THE JOURNAL**

Mr. Denton was recognized by the Chair and addressed the House on a matter of personal privilege.

Mr. Nichols moved that the remarks of Mr. Denton addressed to the House on personal privilege be printed in the Journal.

There was objection offered.

The motion then prevailed by the following vote:

Yeas—106

Adams	Baker	Blythe	Caldwell
Agnich	Bass, B.	Bowers	Carrillo
Allen, Joe	Bass, T.	Braecklein	Cates
Allen, John	Beckham	Braun	Cavness
Allred	Bigham	Burgess	Christian
Angly	Blanton	Bynum	Clark

Coats	Harding	McAlister	Sanchez
Cobb	Harris	Mengden	Santiesteban
Cole	Hawkins	Moore, A.	Schulle
Craddick	Haynes	Moore, G.	Semos
Cruz	Head	Moreno	Shannon
Daniel	Hendricks	Nabers	Silber
Davis, D.	Hilliard	Nelms	Simmons
Davis, H.	Holmes, T.	Neugent, D.	Smith
Doran	Howard	Newton	Spurlock
Doyle	Hubenak	Nichols	Stewart
Dramberger	Johnson	Niland	Swanson
Earthman	Jones, D.	Nugent, J.	Traeger
Farenthold	Jones, E.	Orr	Truan
Finck	Kaster	Parker, C.	Tupper
Finnell	Kilpatrick	Parker, W.	Vale
Finney	Kubiak	Poff	Ward
Foreman	Lee	Presnal	Williams
Grant	Lewis	Price	Wolff
Graves	Ligarde	Reed	Wyatt
Hanna, Joe	Lombardino	Rodriguez	
Hannah, John	Longoria	Salem	

Nays—7

Calhoun	Ogg	Short	Wieting
Jungmichel	Pickens	Slider	

In The Chair

Hale

Present—Not Voting

Denton	Lemmon	Von Dohlen	Williamson
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Absent

Atwell	Golman	Lovell	Rosson
Atwood	Hawn	McKissack	Salter
Boyle	Heatly	Moncrief	Slack
Clayton	Hull	Moore, T.	Solomon
Floyd	Ingram	Murray	Tarbox
Gammage	Jones, G.	Patterson	Uher
Garcia	Kost	Poerner	

Absent-Excused

Holmes, Z.	Sherman	Stroud	Wayne
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ADDRESS BY THE HONORABLE LANE DENTON

The honor of this House has been questioned, my effectiveness as a Legislator has been impaired and the right of the people to exercise its will through this body has been held up to ridicule. The act of retribution we witnessed Friday night was merely one of the many outrageous events which have occurred in this Chamber during this session, one of the many abuses of power that have deprived me of my right to rep-

resent the people of my county, and have deprived many of you of your right to represent the people of Texas.

Members, the blame is so heavy and diffuse for this destruction of the public interest that it is difficult for me to make a specific accusation. There are men in this room who have been accused of disregarding any notion of public duty, of using their office and the Membership of this House to further their own personal ambition and private financial interests. These men have defended themselves so ineptly against these charges that the public is not only questioning their integrity but their intelligence as well. And Members, with each public question, with each public doubt about one of these men, your reputation and mine suffers as well. But I cannot blame these men without blaming many of those who have defended their abuses.

Perhaps there is enough politician in me to forgive those who have compromised in order to help constructive legislation. But those of you whose price has been another park or such for your districts know in your hearts that you have not deserted reform out of any sense of public duty, but that your sole objective has been to maintain this legislature as a private club in which you are assured a lifetime membership. Ultimately, I must place the greatest blame on those of you who came here with stars in your eyes, who joined the fight for honest representation in the past and who have suddenly become the loudest defenders of those who abuse their office. You are the ones who know better. You cover your hypocrisy with jokes and evasions, but you don't fool very many of us.

Believe me, gentlemen, I will not leave here feeling like a saint. I cannot count the times that young people came to me and pleaded with me to fight again and I was too tired and too discouraged to rise one more time. I will leave this session feeling that there may have been more I should have done. I intend to run on my record.

On the other hand, I feel much better about myself and those who stood with me Friday night. You have the votes, but we have respect for the people of this state. We trust those at the press table to tell the people what has happened here and we trust the people to understand and to rebel against this tyranny of self-interest. And I tell you now, that we will take that respect and that trust to the people of Texas, to every corner of this state. And I do believe that the people are going to tear the map you drew last night to shreds and elect a legislature of which Texas can be proud.

**ADDRESS BY THE HONORABLE WILSON FOREMAN
ORDERED PRINTED IN THE JOURNAL**

Mr. Foreman was recognized by the Chair and addressed the House on a matter of personal privilege.

Mr. Nichols moved that the remarks of Mr. Foreman addressed to the House on personal privilege be printed in the Journal.

There was objection offered.

The motion then prevailed by the following vote:

Yeas—118

Adams	Davis, H.	Jones, E.	Presnal
Agnich	Denton	Kaster	Price
Allen, Joe	Doran	Kilpatrick	Reed
Allen, John	Doyle	Kubiak	Rodriguez
Allred	Dramberger	Lee	Salem
Angly	Earthman	Lewis	Sanchez
Baker	Farenthold	Ligarde	Santiesteban
Bass, B.	Finck	Lombardino	Schulle
Bass, T.	Finnell	Longoria	Semos
Beckham	Finney	Lovell	Shannon
Blanton	Floyd	McAlister	Silber
Blythe	Gammage	Mengden	Simmons
Bowers	Golman	Moncrief	Slack
Braecklein	Grant	Moore, A.	Smith
Braun	Graves	Moore, G.	Solomon
Burgess	Hanna, Joe	Moreno	Spurlock
Bynum	Hannah, John	Murray	Stewart
Caldwell	Harding	Nabers	Swanson
Carrillo	Harris	Nelms	Traeger
Cates	Hawkins	Neugent, D.	Truan
Cavness	Haynes	Newton	Tupper
Christian	Head	Nichols	Uher
Clark	Hendricks	Niland	Vale
Coats	Hilliard	Nugent, J.	Von Dohlen
Cobb	Holmes, T.	Orr	Ward
Cole	Howard	Parker, C.	Williams
Craddick	Hubenak	Parker, W.	Wolff
Cruz	Hull	Pickens	Wyatt
Daniel	Johnson	Poerner	
Davis, D.	Jones, D.	Poff	

Nays—6

Calhoun	Ogg	Slider	Wieting
Jungmichel	Short		

In The Chair

Hale

Present—Not Voting

Foreman	Lemmon	Williamson
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Absent

Atwell	Garcia	Jones, G.	Patterson
Atwood	Hawn	Kost	Rosson
Bigham	Heatly	McKissack	Salter
Boyle	Ingram	Moore, T.	Tarbox
Clayton			

Absent-Excused

Holmes, Z.	Sherman	Stroud	Wayne
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ADDRESS BY THE HONORABLE DICK REED
ORDERED PRINTED IN THE JOURNAL

Mr. Reed was recognized by the Chair and addressed the House on a matter of personal privilege.

Mr. Nichols moved that the remarks of Mr. Reed addressed to the House on personal privilege be printed in the Journal.

There was objection offered.

The motion then prevailed by the following vote:

Yeas—99

Adams	Daniel	Johnson	Patterson
Agnich	Davis, H.	Jones, D.	Poerner
Allen, Joe	Denton	Jones, E.	Poff
Allen, John	Doran	Jones, G.	Presnal
Allred	Doyle	Kaster	Price
Baker	Dramberger	Kilpatrick	Reed
Bass, B.	Earthman	Kubiak	Rodriguez
Bass, T.	Farenthold	Lee	Salem
Beckham	Finnell	Lewis	Sanchez
Bigham	Finney	Ligarde	Santiesteban
Blanton	Foreman	Lombardino	Semos
Blythe	Gammage	Longoria	Shannon
Bowers	Grant	McAlister	Silber
Braecklein	Graves	Mengden	Simmons
Braun	Hannah, John	Moncrief	Smith
Caldwell	Harding	Moreno	Solomon
Carrillo	Harris	Nabers	Stewart
Cates	Hawkins	Nelms	Swanson
Christian	Haynes	Neugent, D.	Truan
Clark	Head	Newton	Tupper
Coats	Hendricks	Nichols	Vale
Cobb	Hilliard	Niland	Ward
Cole	Holmes, T.	Nugent, J.	Williams
Craddick	Howard	Orr	Wyatt
Cruz	Hubenak	Parker, C.	

Nays—25

Atwood	Heatly	Murray	Slider
Bynum	Hull	Ogg	Spurlock
Calhoun	Jungmichel	Pickens	Tarbox
Cavness	Kost	Schulle	Traeger
Clayton	Lovell	Short	Uher
Davis, D.	Moore, A.	Slack	Wieting
Hanna, Joe			

In The Chair

Hale

Present—Not Voting

Lemmon	Von Dohlen	Williamson
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Absent

Angly	Floyd	Ingram	Parker, W.
Atwell	Garcia	McKissack	Rosson
Boyle	Golman	Moore, G.	Salter
Burgess	Hawn	Moore, T.	Wolff
Finck			

Absent-Excused

Holmes, Z.	Sherman	Stroud	Wayne
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ADDRESS BY THE HONORABLE REX BRAUN
ORDERED PRINTED IN THE JOURNAL

Mr. Braun was recognized by the Chair and addressed the House on a matter of personal privilege.

Mr. Nichols moved that the remarks of Mr. Braun addressed to the House on personal privilege be printed in the Journal.

There was objection offered.

The motion then prevailed by the following vote:

Yeas—110

Adams	Cruz	Johnson	Presnal
Agnich	Daniel	Jones, D.	Price
Allen, Joe	Davis, H.	Jones, E.	Reed
Allen, John	Denton	Kaster	Rodriguez
Allred	Doran	Kilpatrick	Salem
Angly	Doyle	Kubiak	Sanchez
Atwood	Earthman	Lee	Santiesteban
Baker	Farenthold	Lewis	Schulle
Bass, B.	Finck	Ligarde	Semos
Bass, T.	Finnell	Lombardino	Shannon
Beckham	Finney	Longoria	Silber
Bigham	Floyd	McAlister	Simmons
Blanton	Foreman	Mengden	Smith
Blythe	Gammage	Moncrief	Solomon
Bowers	Grant	Moore, A.	Spurlock
Boyle	Graves	Moore, T.	Swanson
Braecklein	Hanna, Joe	Moreno	Traeger
Burgess	Hannah, John	Nabers	Truan
Bynum	Harding	Nelms	Tupper
Caldwell	Harris	Neugent, D.	Uher
Carrillo	Hawkins	Newton	Vale
Cates	Haynes	Nichols	Von Dohlen
Christian	Head	Nugent, J.	Ward
Clark	Hendricks	Orr	Williams
Coats	Holmes, T.	Parker, C.	Wolff
Cobb	Howard	Pickens	Wyatt
Cole	Hubenak	Poerner	
Craddick	Ingram	Poff	

Nays—10

Calhoun	Jungmichel	Short	Tarbox
Clayton	Kost	Slider	Wieting
Davis, D.	Ogg		

In The Chair

Hale

Present—Not Voting

Braun	Lemmon	Williamson
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Absent

Atwell	Heatly	McKissack	Patterson
Cavness	Hilliard	Moore, G.	Rosson
Dramberger	Hull	Murray	Salter
Garcia	Jones, G.	Niland	Slack
Golman	Lovell	Parker, W.	Stewart
Hawn			

Absent-Excused

Holmes, Z.	Sherman	Stroud	Wayne
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(Speaker in the Chair)

HB 322 WITH SENATE AMENDMENTS

Mr. Nelms called up with Senate Amendments for consideration at this time,

HB 322, A bill to be entitled An Act relating to permits issued by the Texas Air Control Board for construction, modification, expansion, or additions to industrial plants and facilities; amending Subchapter C, Texas Clean Air Act, as amended (Article 4477-5, Vernon's Texas Civil Statutes), to add a new Section 3.28; and declaring an emergency.

On motion of Mr. Nelms, the House concurred in the Senate Amendments to HB 322.

Mr. Nelms moved to reconsider the vote by which the House concurred in the Senate Amendments to HB 322 and to table the motion to reconsider.

The motion to table prevailed.

HB 322—TEXT OF SENATE AMENDMENTS

Amend HB 322 by striking out in Section 1 of the bill all of the portion identified as "Section 1.03 Definitions." and substitute in lieu thereof the following:

"Section 1.03. Definitions. As used in this Act, unless the context requires a different definition:

"(1) 'air contaminant' means particulate matter, dust, fumes, gas, mist, smoke, vapor or odor, or any combination thereof produced by processes other than natural;

"(2) 'source' means a point of origin of air contaminants, whether privately or publicly owned or operated;

"(3) 'air pollution' means the presence in the atmosphere of one or more air contaminants or combinations thereof, in such concentration and of such duration as are or may tend to be injurious to or to adversely affect human health or welfare, animal life, vegetation or property, or as to interfere with the normal use and enjoyment of animal life, vegetation or property;

"(4) 'board' means the Texas Air Control Board;

"(5) 'executive director' means the executive director of the Texas Air Control Board;

"(6) 'person' means individual, corporation, organization, government or governmental subdivision or agency, business trust, partnership, association, or any other legal entity; and

"(7) 'local government' means a county, an incorporated city or town; or a health district established under authority of Chapter 63, Acts of the 51st Legislature, 1949, as amended by Chapter 239, Acts of the 56th Legislature, 1959 (Article 4447a, Vernon's Texas Civil Statutes).

"(8) 'new source' means any stationary source, the construction or modification of which is commenced after the effective date of this statute.

"(9) 'modification' means any physical change in, or change in the method of operation of, a stationary source which increases the amount of any air pollutant emitted by such source into the atmosphere or which results in the emission of any air pollutant not previously emitted. Insignificant increases in the amount of any air pollutant emitted are not intended to be included, nor is maintenance or replacement of equipment components which do not increase or tend to increase the amount or change the characteristics of the air contaminants emitted to the atmosphere.

Amend HB 322 by striking out in Section 2 of the bill all of that portion identified as "Section 3.27. Construction Permit." and substitute in lieu thereof the following:

"Section 3.27. Construction Permit. (a) Any person who plans to construct any new facility or to engage in the modification of any existing facility which may emit air contaminants into the air of this state shall apply for and obtain a construction permit from the board before any actual work is begun on the facility. The board may exempt certain facilities or types of facilities from the requirements of Section 3.27 and Section 3.28 if it is found upon investigation that such facilities or types of facilities will not make a significant contribution of air contaminants to the atmosphere.

"(b) Along with the application for permit, the person shall submit copies

of all plans and specification necessary for determining whether the proposed construction will comply with applicable air control standards and the intent of the Texas Clean Air Act, together with any other information which the board considers necessary.

"(c) If, from the information submitted under subsection (b) of this section, the board finds no indication that the proposed facility will contravene the intent of the Texas Clean Air Act, including proper consideration of land use, the board shall grant within a reasonable time a permit to construct or modify the facility. If the board finds that omissions from the proposed facility will contravene these standards or will contravene the intent of the Texas Clean Air Act, it shall not grant the permit and shall set out in a report to the applicant its specific objections to the submitted plans of the proposed facility.

"(d) If the person applying for a permit makes the alterations in his plans and specifications to meet the specific objections of the board, the board shall grant the permit, but the board may refuse to accept new applications by a person until all previous objections of the board to the previously submitted plans of that person are rectified. If the person fails or refuses to alter the plans and specifications, the board shall refuse to grant the permit.

"(e) A permit granted under this section may be revoked by the board if the board later determines that any of the terms of the permit are being violated or that emissions from the proposed facility will contravene air pollution control standards set by the board or will contravene the intent of the Texas Clean Air Act.

"(f) The board or the executive director may seek an injunction in a court of competent jurisdiction to halt work on a facility which is being done without a permit issued under this section or is in violation of the terms of a permit issued under this section.

"(g) The powers and duties set out in Section 3.27 and Section 3.28 may be delegated by the board to the executive director. The applicant may appeal to the board any decision made by the executive director under these sections.

"(h) Provided, however, that at the time this Act becomes effective no provision of this Act shall apply where any person, firm, partnership or corporation has let any contract, or begun any construction for any addition, alteration or modification to any new or existing facility. Any contracts under this subsection shall have a beginning construction date no later than six months after the effective date of this Act to qualify for this exemption."

Amend HB 322 by striking out in Section 3 of the bill all that portion identified as "Section 3.28. Operating Permit." and substitute in lieu thereof the following:

"Section 3.28. Operating Permit. (a) If a permit to construct is issued, then within sixty days after the facility has begun operation, the person in charge of the facility shall apply for an operating permit. The board may require the submission of monitoring data to demonstrate compliance with

applicable rules and regulations and with the Texas Clean Air Act in support of the application for an operating permit. If start-up or testing requires more than sixty days, this period may be extended by the board.

"(b) When all stipulations of the construction permit are met and the operation of the facility will not contravene air pollution control standards set by the board or will not contravene the intent of the Texas Clean Air Act, the board shall issue within a reasonable time the operating permit.

"(c) If the board determines that the operation of such a facility will contravene the air pollution control standards set by the board or will contravene the intent of the Texas Clean Air Act it shall set out in a report to the applicant the specific objections which it finds to the facility and shall not grant the permit.

"(d) The board shall refuse to accept new applications by a person for an operating permit until all the previous objections to that facility submitted by the board are rectified.

"(e) A permit issued under this section may be revoked by the board if the board later determines that any of the terms of the permit are being violated or that emissions from the facility contravene air pollution control standards set by the board or contravene the intent of the Texas Clean Air Act.

"(f) The board or the executive director may seek an injunction in a court of competent jurisdiction to halt the operation of any facility which is operating without a permit issued under this section or which is operating in violation of the terms of a permit issued under this section."

Amend caption to conform to body of bill.

HB 1213 WITH SENATE AMENDMENTS

Mr. Clark called up with Senate Amendments for consideration at this time,

HB 1213, A bill to be entitled An Act relating to election of the county auditor in certain counties; and declaring an emergency.

On motion of Mr. Clark, the House concurred in the Senate Amendments to HB 1213 by the following vote:

Yeas—185

Adams	Bigham	Carrillo	Daniel
Agnich	Blanton	Cates	Davis, D.
Allen, Joe	Blythe	Cavness	Davis, H.
Allen, John	Bowers	Christian	Denton
Angly	Boyle	Clark	Doran
Atwell	Braecklein	Clayton	Doyle
Atwood	Braun	Coats	Dramberger
Baker	Burgess	Cobb	Earthman
Bass, B.	Bynum	Cole	Farenthold
Bass, T.	Caldwell	Craddick	Finck
Beckham	Calhoun	Cruz	Finnell

Finney	Jones, D.	Nelms	Short
Floyd	Jones, E.	Neugent, D.	Silber
Foreman	Jones, G.	Newton	Simmons
Gammage	Jungmichel	Nichols	Slack
Garcia	Kaster	Niland	Slider
Golman	Kilpatrick	Nugent, J.	Smith
Grant	Kost	Ogg	Solomon
Graves	Kubiak	Orr	Spurlock
Hanna, Joe	Lee	Parker, C.	Stewart
Hannah, John	Lemmon	Parker, W.	Swanson
Harding	Lewis	Pickens	Traeger
Harris	Ligarde	Poff	Truan
Hawn	Lombardino	Price	Tupper
Haynes	Longoria	Reed	Uher
Heatly	Lovell	Rodriguez	Vale
Hendricks	McKissack	Rosson	Von Dohlen
Hilliard	Mengden	Salem	Ward
Holmes, T.	Moncrief	Salter	Wieting
Howard	Moore, A.	Sanchez	Williams
Hubenak	Moore, T.	Santiesteban	Williamson
Hull	Moreno	Schulle	Wolff
Ingram	Murray	Semos	Wyatt
Johnson	Nabers	Shannon	

Nays—1**Tarbox****Present—Not Voting**

Allred	Head	Poerner
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Absent

Hale	McAlister	Patterson	Presnal
Hawkins	Moore, G.		

Absent-Excused

Holmes, Z.	Sherman	Stroud	Wayne
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HB 1213—TEXT OF SENATE AMENDMENTS

Amend HB 1213 by striking the last sentence in Section 1 of the bill.

Amend caption to conform to body of bill.

SB 419 ON SECOND READING
(Mr. Williamson—House Sponsor)

Mr. Williamson moved to suspend all necessary rules and that the constitutional rule requiring bills to be read on three several days be suspended and that SB 419 be placed on its second reading and passage to third reading and on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—131

Adams	Doyle	Kost	Rodriguez
Agnich	Dramberger	Kubiak	Rosson
Allen, Joe	Farenthold	Lemmon	Salem
Allen, John	Finck	Lewis	Salter
Allred	Finnell	Ligarde	Sanchez
Angly	Finney	Lombardino	Santiesteban
Atwell	Foreman	Longoria	Schulle
Atwood	Gammage	Lovell	Semos
Baker	Garcia	McAlister	Shannon
Bass, B.	Golman	McKissack	Short
Bass, T.	Grant	Moncrief	Silber
Beckham	Graves	Moore, A.	Simmons
Bigham	Hale	Moore, G.	Slack
Blanton	Hanna, Joe	Moore, T.	Slider
Boyle	Hannah, John	Moreno	Smith
Braecklein	Harding	Murray	Solomon
Braun	Harris	Nabers	Spurlock
Bynum	Hawkins	Nelms	Stewart
Caldwell	Hawn	Neugent, D.	Swanson
Calhoun	Haynes	Newton	Tarbox
Carrillo	Head	Nichols	Traeger
Cates	Heatly	Niland	Truan
Cavness	Hendricks	Ogg	Tupper
Christian	Hilliard	Orr	Uher
Clark	Holmes, T.	Parker, C.	Vale
Clayton	Howard	Parker, W.	Von Dohlen
Cobb	Hubenak	Patterson	Ward
Craddick	Hull	Pickens	Wieting
Cruz	Ingram	Poerner	Williams
Daniel	Jones, D.	Poff	Williamson
Davis, D.	Jungmichel	Presnal	Wolff
Davis, H.	Kaster	Price	Wyatt
Denton	Kilpatrick	Reed	

Nays—10

Bowers	Doran	Jones, E.	Lee
Burgess	Earthman	Jones, G.	Nugent, J.
Cole	Floyd		

Absent

Blythe	Coats	Johnson	Mengden
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Absent-Excused

Holmes, Z.	Sherman	Stroud	Wayne
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The Speaker laid before the House on its second reading and passage to third reading,

SB 419, A bill to be entitled An Act relating to the creation of Tyler State College; and declaring an emergency.

The bill was read second time.

Mr. Burgess offered the following amendment to the bill:

Amend SB 419 by striking all below the enacting clause and substituting the following:

"Section 1, Chapter 101, Texas Education Code, is amended by adding Subchapter D, to read as follows:

Subchapter D. Stephen F. Austin State University at Tyler.

"Section 101.61. Establishment. The Board of Regents of Stephen F. Austin State University is authorized and directed to establish and maintain a fully state-supported coeducational institution of higher learning in the City of Tyler to be known as Stephen F. Austin State University at Tyler. The institution shall be organized to accept only junior, senior, and graduate level students, with at least 60 semester hours of accredited college or university study.

"Section 101.62. Courses; Degrees. The board may prescribe courses leading to such customary degrees as are offered at leading American universities of this concept and to award such degrees. It is the intent of the Legislature that the degrees shall include baccalaureate and masters degrees and their equivalents, and that there be established a standard program for such type institution, but no department, school, or degree program shall be instituted except with the prior approval of the Coordinating Board, Texas College and University System.

"Section 101.63. Rules and Regulations. The board shall make such rules and regulations for the operation, control and management of the university, including the determination of the number of students that shall be admitted to any school, college, or degree-granting program, as may be necessary for the conduct of the university as one of the first order.

"Section 101.64. Gifts and Grants. The board may accept and administer upon terms and conditions satisfactory to it grants or gifts of property, including real estate and money, that may be tendered to it in aid of the planning, establishment, conduct, and operation of the university and in aid of research and teaching at the university. The board may accept from the federal government or any foundation, trust fund, corporation, or individual donations, gifts, and grants, including real estate, buildings, libraries, laboratories, apparatus, equipment, records, or money for the use and benefit of the university."

Sec. 2. The importance of this legislation and the crowded condition of the calendars in both Houses create an emergency and an imperative public necessity that the Constitutional Rule requiring bills to be read on three separate days in each House be suspended, and this Rule is hereby suspended, and that this Act take effect and be in force from and after its passage, and it is so enacted.

Mr. Pickens offered the following amendment to the Burgess amendment:

Amend the amendment to SB 419 by adding a new section to read as follows:

"Section _____. The land for said institution shall consist of at least 200 acres of land or more and the same shall be furnished to the state at no cost to the state.

Mr. Williamson moved to table the above amendment.

A record vote was requested.

The motion to table prevailed by the following vote:

Yeas—116

Agnich	Denton	Jones, E.	Rodriguez
Allen, Joe	Doran	Jungmichel	Rosson
Allen, John	Doyle	Kost	Salem
Allred	Dramberger	Kubiak	Salter
Angly	Farenthold	Lemmon	Sanchez
Atwell	Finck	Lewis	Santiesteban
Atwood	Finnell	Ligarde	Schulle
Baker	Finney	Lombardino	Semos
Bass, B.	Foreman	Longoria	Shannon
Bass, T.	Gammage	Lovell	Short
Beckham	Garcia	McAlister	Silber
Bigham	Golman	McKissack	Simmons
Blanton	Grant	Moncrief	Slack
Blythe	Graves	Moore, A.	Slider
Boyle	Harding	Moore, T.	Smith
Braecklein	Harris	Moreno	Solomon
Braun	Hawkins	Nabers	Spurlock
Bynum	Hawn	Nelms	Swanson
Carrillo	Haynes	Neugent, D.	Tarbox
Cates	Head	Newton	Traeger
Cavness	Heatly	Nichols	Tupper
Christian	Hendricks	Niland	Uher
Clark	Hilliard	Nugent, J.	Vale
Clayton	Holmes, T.	Orr	Von Dohlen
Coats	Howard	Parker, C.	Wieting
Cruz	Hubenak	Poerner	Williams
Daniel	Hull	Presnal	Williamson
Davis, D.	Ingram	Price	Wolff
Davis, H.	Jones, D.	Reed	Wyatt

Nays—24

Adams	Earthman	Kaster	Parker, W.
Bowers	Floyd	Kilpatrick	Patterson
Burgess	Hale	Lee	Pickens
Calhoun	Hanna, Joe	Mengden	Poff
Cole	Hannah, John	Moore, G.	Truan
Craddick	Jones, G.	Ogg	Ward

Absent

Caldwell	Johnson	Murray	Stewart
Cobb			

Absent-Excused

Holmes, Z.	Sherman	Stroud	Wayne
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Mr. Williamson moved to table the amendment offered by Mr. Burgess.

A record vote was requested.

The motion to table prevailed by the following vote:

Yeas—125

Agnich	Doyle	Kost	Rosson
Allen, Joe	Dramberger	Kubiak	Salem
Allen, John	Earthman	Lee	Salter
Allred	Farenthold	Lemmon	Sanchez
Angly	Finck	Lewis	Santiesteban
Atwell	Finnell	Ligarde	Schulle
Atwood	Finney	Lombardino	Semos
Baker	Floyd	Longoria	Shannon
Bass, B.	Foreman	Lovell	Short
Bass, T.	Gammage	McAlister	Silber
Beckham	Garcia	McKissack	Simmons
Bigham	Golman	Moncrief	Slack
Blanton	Grant	Moore, A.	Slider
Blythe	Graves	Moore, T.	Smith
Boyle	Harding	Moreno	Solomon
Braecklein	Harris	Murray	Spurlock
Braun	Hawkins	Nabers	Swanson
Bynum	Hawn	Nelms	Tarbox
Caldwell	Haynes	Neugent, D.	Traeger
Carrillo	Head	Newton	Truan
Cates	Heatly	Nichols	Tupper
Cavness	Hendricks	Niland	Uher
Christian	Hilliard	Nugent, J.	Vale
Coats	Holmes, T.	Orr	Von Dohlen
Cobb	Howard	Parker, C.	Wieting
Craddick	Hubenak	Patterson	Williams
Cruz	Hull	Pickens	Williamson
Daniel	Ingram	Poerner	Wolff
Davis, D.	Jones, D.	Presnal	Wyatt
Davis, H.	Jones, E.	Price	
Denton	Jungmichel	Reed	
Doran	Kaster	Rodriguez	

Nays—17

Adams	Cole	Kilpatrick	Parker, W.
Bowers	Hale	Mengden	Poff
Burgess	Hanna, Joe	Moore, G.	Stewart
Calhoun	Jones, G.	Ogg	Ward
Clayton			

Absent

Clark	Hannah, John	Johnson
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Absent-Excused

Holmes, Z.	Sherman	Stroud	Wayne
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Mr. Pickens offered the following amendment to the bill:

Amend SB 419 by adding a new section to read as follows:

"Section _____. The land for said institution shall consist of at least 200 acres of land or more and the same shall be furnished to the state at no cost to the state.

Mr. Williamson moved to table the above amendment.

A record vote was requested.

The motion to table prevailed by the following vote:

Yeas—99

Agnich	Denton	Ligarde	Sanchez
Allen, Joe	Farenthold	Lombardino	Santiesteban
Allred	Finck	Longoria	Semos
Angly	Finnell	Lovell	Shannon
Atwell	Gammage	McAlister	Short
Atwood	Garcia	McKissack	Silber
Baker	Golman	Moncrief	Simmons
Bass, B.	Grant	Moore, A.	Slack
Beckham	Graves	Moore, T.	Slider
Bigham	Harris	Moreno	Smith
Blanton	Hawkins	Nelms	Solomon
Boyle	Hawn	Neugent, D.	Spurlock
Braecklein	Haynes	Newton	Swanson
Braun	Head	Nichols	Tarbox
Caldwell	Heatly	Niland	Traeger
Carrillo	Hendricks	Ogg	Tupper
Cates	Hilliard	Parker, C.	Uher
Cavness	Holmes, T.	Patterson	Vale
Christian	Howard	Poerner	Von Dohlen
Clark	Hubenak	Presnal	Wieting
Cobb	Ingram	Price	Williams
Cruz	Jones, D.	Reed	Williamson
Daniel	Jungmichel	Rodriguez	Wolff
Davis, D.	Kost	Salem	Wyatt
Davis, H.	Kubiak	Salter	

Nays—39

Adams	Doyle	Jones, G.	Orr
Bowers	Dramberger	Kaster	Parker, W.
Burgess	Earthman	Kilpatrick	Pickens
Bynum	Finney	Lee	Poff
Calhoun	Floyd	Lemmon	Rosson
Clayton	Foreman	Lewis	Schulle
Coats	Hale	Mengden	Stewart
Cole	Hanna, Joe	Moore, G.	Truan
Craddick	Hull	Nabers	Ward
Doran	Jones, E.	Nugent, J.	

Absent

Allen, John	Blythe	Harding	Murray
Bass, T.	Hannah, John	Johnson	

Absent-Excused

Holmes, Z. Sherman Stroud Wayne

SB 419 was passed to third reading.

VOTE RECORDED

Mr. Walt Parker requested to be recorded as voting Nay on the passage to third reading of SB 419.

SB 419 ON THIRD READING

The Speaker then laid SB 419 before the House on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—121

Adams	Doran	Kost	Rodriguez
Agnich	Dramberger	Kubiak	Rosson
Allen, Joe	Farenthold	Lemmon	Salem
Allen, John	Finck	Lewis	Salter
Allred	Finney	Ligarde	Sanchez
Angly	Foreman	Lombardino	Santiesteban
Atwell	Gammage	Longoria	Schulle
Atwood	Garcia	Lovell	Semos
Baker	Golman	McAlister	Shannon
Bass, B.	Grant	McKissack	Short
Bass, T.	Hale	Moncrief	Silber
Beckham	Hannah, John	Moore, A.	Simmons
Bigham	Harding	Moore, G.	Slack
Blanton	Harris	Moore, T.	Slider
Boyle	Hawkins	Moreno	Smith
Braecklein	Hawn	Murray	Solomon
Braun	Haynes	Nabers	Spurlock
Bynum	Head	Nelms	Swanson
Caldwell	Heatly	Neugent, D.	Tarbox
Carrillo	Hendricks	Newton	Traeger
Cates	Hilliard	Nichols	Truan
Cavness	Holmes, T.	Niland	Tupper
Christian	Howard	Nugent, J.	Vale
Clark	Hubenak	Orr	Von Dohlen
Clayton	Hull	Parker, C.	Ward
Coats	Ingram	Pickens	Wieting
Cruz	Johnson	Poerner	Williams
Daniel	Jones, D.	Presnal	Williamson
Davis, D.	Jungmichel	Price	Wolff
Davis, H.	Kilpatrick	Reed	Wyatt
Denton			

Nays—23

Blythe	Craddick	Jones, E.	Parker, W.
Bowers	Doyle	Jones, G.	Patterson
Burgess	Earthman	Kaster	Poff
Calhoun	Finnell	Lee	Stewart
Cobb	Floyd	Mengden	Uher
Cole	Hanna, Joe	Ogg	

Absent

Graves

Absent-Excused

Holmes, Z.

Sherman

Stroud

Wayne

Mr. Williamson moved to reconsider the vote by which SB 419 was passed and to table the motion to reconsider.

The motion to table prevailed.

COMMITTEE MEETING

Mr. Hale asked unanimous consent of the House that the Committee on Judiciary be permitted to meet at this time.

There was no objection offered.

HB 1733 WITH SENATE AMENDMENTS

Mr. Haynes called up with Senate Amendments for consideration at this time,

HB 1733, A bill to be entitled An Act relating to the method, number, and seasons for taking shrimp from that part of Lake Sabine that is in Orange County; providing penalties; and declaring an emergency.

Mr. Haynes moved to suspend all necessary rules and concur in the Senate Amendments to HB 1733.

The motion prevailed by the following vote:

Yeas—144

Adams	Bynum	Dramberger	Head
Agnich	Caldwell	Earthman	Heatly
Allen, Joe	Calhoun	Farenthold	Hendricks
Allen, John	Carrillo	Finck	Hilliard
Allred	Cates	Finnell	Holmes, T.
Angly	Cavness	Finney	Howard
Atwell	Christian	Floyd	Hubenak
Atwood	Clark	Foreman	Hull
Baker	Clayton	Gammage	Ingram
Bass, B.	Coats	Garcia	Johnson
Bass, T.	Cobb	Golman	Jones, D.
Beckham	Cole	Grant	Jones, E.
Bigham	Craddick	Graves	Jones, G.
Blanton	Cruz	Hale	Jungmichel
Blythe	Daniel	Hanna, Joe	Kaster
Bowers	Davis, D.	Hannah, John	Kilpatrick
Boyle	Davis, H.	Harris	Kost
Braecklein	Denton	Hawkins	Kubiak
Braun	Doran	Hawn	Lee
Burgess	Doyle	Haynes	Lemmon

Lewis	Neugent, D.	Rodriguez	Spurlock
Ligarde	Newton	Rosson	Stewart
Lombardino	Nichols	Salem	Swanson
Longoria	Niland	Salter	Tarbox
Lovell	Nugent, J.	Sanchez	Traeger
McAlister	Ogg	Santiesteban	Truan
McKissack	Orr	Schulle	Tupper
Mengden	Parker, C.	Semos	Uher
Moncrief	Parker, W.	Shannon	Vale
Moore, A.	Patterson	Short	Von Dohlen
Moore, G.	Pickens	Silber	Ward
Moore, T.	Poerner	Simmons	Wieting
Moreno	Poff	Slack	Williams
Murray	Presnal	Slider	Williamson
Nabers	Price	Smith	Wolff
Nelms	Reed	Solomon	Wyatt

Absent

Harding

Absent-Excused

Holmes, Z.	Sherman	Stroud	Wayne
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Mr. Haynes moved to reconsider the vote by which the House concurred in the Senate Amendments to HB 1733 and to table the motion to reconsider.

The motion to table prevailed.

HB 1733—TEXT OF SENATE AMENDMENTS

HB 1733 is amended by substituting the following for Sec. 2:

"Sec. 2. The spring open season for taking shrimp is May 15 through July 15, both dates inclusive. The fall open season for taking shrimp is August 15 through December 15, both dates inclusive. No person may take or attempt to take shrimp or operate a shrimp trawl at any time other than the spring or fall open seasons except by means of a cast net or minnow seine not exceeding 20 feet in length, except that bait shrimp may be taken by duly licensed bait shrimp boats as provided in Article 4075b, R.C.S."

Amend caption to conform to body of bill.

SB 421 ON SECOND READING (Mr. Calhoun—House Sponsor)

Mr. Calhoun moved that all necessary rules be suspended to take up and consider at this time, SB 421.

The motion prevailed by the following vote:

Yeas—136

Adams	Allen, Joe	Allred	Atwell
Agnich	Allen, John	Angly	Atwood

Baker	Farenthold	Kost	Reed
Bass, B.	Finck	Kubiak	Rosson
Beckham	Finnell	Lemmon	Salem
Bigham	Finney	Lewis	Salter
Blanton	Floyd	Ligarde	Sanchez
Blythe	Foreman	Lombardino	Santiesteban
Bowers	Gammage	Longoria	Schulle
Boyle	Garcia	Lovell	Semos
Braecklein	Golman	McAlister	Shannon
Burgess	Grant	McKissack	Short
Bynum	Hale	Moncrief	Silber
Caldwell	Hanna, Joe	Moore, A.	Simmons
Calhoun	Hannah, John	Moore, G.	Slack
Carrillo	Harris	Moore, T.	Slider
Cates	Hawkins	Moreno	Smith
Cavness	Hawn	Murray	Solomon
Christian	Haynes	Nabers	Spurlock
Clark	Head	Nelms	Stewart
Clayton	Heatly	Neugent, D.	Swanson
Coats	Hendricks	Newton	Tarbox
Cobb	Hilliard	Nichols	Traeger
Cole	Holmes, T.	Niland	Truan
Craddick	Howard	Ogg	Tupper
Cruz	Hubenak	Orr	Uher
Daniel	Hull	Parker, C.	Vale
Davis, D.	Ingram	Parker, W.	Von Dohlen
Davis, H.	Johnson	Patterson	Ward
Denton	Jones, E.	Pickens	Wieting
Doran	Jones, G.	Poerner	Williams
Doyle	Jungmichel	Poff	Williamson
Dramberger	Kaster	Presnal	Wolff
Earthman	Kilpatrick	Price	Wyatt

Nays—5

Jones, D.	Mengden	Nugent, J.	Rodriguez
Lee			

Absent

Bass, T.	Braun	Graves	Harding
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Absent-Excused

Holmes, Z.	Sherman	Stroud	Wayne
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The Speaker laid before the House on its second reading and passage to third reading,

SB 421, A bill to be entitled An Act relating to vesting of benefits under the optional retirement program; amending Subsection (a), Section 3, Chapter 729, Acts of the 60th Legislature, Regular Session, 1967 (Article 2922-1i, Vernon's Texas Civil Statutes); and declaring an emergency.

The bill was read second time and was passed to third reading.

SB 421 ON THIRD READING

Mr. Calhoun moved that the constitutional rule requiring bills to be read on three several days be suspended and that SB 421 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—127

Adams	Davis, D.	Kaster	Reed
Agnich	Davis, H.	Kilpatrick	Rodriguez
Allen, Joe	Doran	Kost	Rosson
Allen, John	Doyle	Kubiak	Salem
Allred	Farenthold	Lemmon	Salter
Angly	Finck	Lewis	Sanchez
Atwell	Finnell	Ligarde	Schulle
Atwood	Finney	Lombardino	Semos
Baker	Foreman	Longoria	Shannon
Bass, B.	Gammage	Lovell	Short
Bass, T.	Garcia	McAlister	Silber
Beckham	Golman	McKissack	Simmons
Bigham	Graves	Moncrief	Slack
Blanton	Hale	Moore, A.	Slider
Boyle	Hanna, Joe	Moore, G.	Smith
Braecklein	Hannah, John	Moreno	Solomon
Braun	Harris	Murray	Spurlock
Burgess	Hawkins	Nelms	Stewart
Bynum	Hawn	Neugent, D.	Swanson
Caldwell	Haynes	Newton	Tarbox
Calhoun	Head	Nichols	Traeger
Cates	Heatly	Niland	Truan
Cavness	Hilliard	Ogg	Tupper
Christian	Holmes, T.	Orr	Uher
Clark	Howard	Parker, C.	Von Dohlen
Clayton	Hubenak	Parker, W.	Ward
Coats	Hull	Patterson	Wieting
Cobb	Ingram	Pickens	Williams
Cole	Johnson	Poerner	Williamson
Craddick	Jones, E.	Poff	Wolff
Cruz	Jones, G.	Presnal	Wyatt
Daniel	Jungmichel	Price	

Nays—13

Blythe	Earthman	Hendricks	Mengden
Bowers	Floyd	Jones, D.	Nugent, J.
Denton	Grant	Lee	Vale
Dramberger			

Absent

Carrillo	Moore, T.	Nabers	Santiesteban
Harding			

Absent-Excused

Holmes, Z.	Sherman	Stroud	Wayne
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The Speaker then laid SB 421 before the House on third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—142

Adams	Davis, H.	Jungmichel	Presnal
Agnich	Denton	Kaster	Price
Allen, Joe	Doran	Kilpatrick	Reed
Allen, John	Doyle	Kost	Rodriguez
Allred	Dramberger	Kubiak	Rosson
Angly	Earthman	Lee	Salem
Atwell	Finck	Lemmon	Salter
Atwood	Finnell	Lewis	Sanchez
Baker	Finney	Ligarde	Santiesteban
Bass, B.	Floyd	Lombardino	Schulle
Bass, T.	Foreman	Longoria	Semos
Beckham	Gammage	Lovell	Shannon
Bigham	Garcia	McAlister	Short
Blanton	Golman	McKissack	Silber
Blythe	Grant	Moncrief	Simmons
Bowers	Graves	Moore, A.	Slack
Boyle	Hale	Moore, G.	Slider
Braecklein	Hanna, Joe	Moore, T.	Smith
Braun	Hannah, John	Moreno	Solomon
Burgess	Harris	Murray	Spurlock
Bynum	Hawkins	Nabers	Stewart
Caldwell	Hawn	Nelms	Swanson
Calhoun	Haynes	Neugent, D.	Tarbox
Carrillo	Head	Newton	Traeger
Cates	Heatly	Nichols	Truan
Cavness	Hendricks	Niland	Tupper
Christian	Hilliard	Nugent, J.	Uher
Clark	Holmes, T.	Ogg	Vale
Clayton	Howard	Orr	Von Dohlen
Coats	Hubenak	Parker, C.	Ward
Cobb	Hull	Parker, W.	Wieting
Cole	Ingram	Patterson	Williams
Craddick	Johnson	Pickens	Williamson
Cruz	Jones, D.	Poerner	Wolff
Daniel	Jones, E.	Poff	Wyatt
Davis, D.	Jones, G.		

Present—Not Voting

Harding

Absent

Farenthold Mengden

Absent-Excused

Holmes, Z. Sherman Stroud Wayne

Mr. Calhoun moved to reconsider the vote by which SB 421 was passed and to table the motion to reconsider.

The motion to table prevailed.

BILLS AND A RESOLUTION SIGNED BY THE SPEAKER

The Speaker signed in the presence of the House, after giving due notice thereof, the following enrolled bills and a resolution:

HB 26, Providing for the regulation of the servicing of portable fire extinguishers and the installing, etc., of fixed fire extinguisher systems.

HB 50, Providing for issuance of capias for arrest of a defendant following forfeiture of bail.

HB 156, Relating to the regulation of cosmetologists and hairdressers.

HB 243, Providing for impounding by the Department of Public Safety of certain motor vehicles in certain instances.

HB 281, Relating to death or disablement pension benefits of firemen from heart or lung disease.

HB 358, Creating the 199th Judicial District of Collin County.

HB 626, Validating the incorporation of all cities and towns of a certain population heretofore incorporated, etc., under the General Laws of Texas.

HB 651, Redefining cigarette to exclude rolls for smoking made of tobacco substitutes.

HB 796, Relating to the standard provisions required in policies of group life insurance.

HB 903, Relating to the filing and payment of claims against the estate of a decedent.

HB 922, Creating Dove Meadows Municipal Utility District.

HB 1001, Relating to the Texas Private Employment Agency Regulatory Board.

HB 1002, Relating to the fees and licenses for nursing home administrators.

HB 1145, Creating Harris County Utility District No. 8.

HB 1299, Validating the procedure for formation and creation of regional housing authorities under provisions of the Housing Authorities Law.

HB 1351, Providing for operation of a branch, center, or extension as authorized by the board of trustees of a public junior college district.

HB 1491, Authorizing further issuance of Texas Water Development Bonds.

HB 1510, Relating to the placing of serial numbers on motorcycles and their engines.

HB 1612, Creating Northwest Harris County Public Utility District No. 2.

HB 1613, Creating Northwest Harris County Public Utility District No. 3.

HB 1642, Relating to Harris County Water Control and Improvement District No. 140.

HB 1690, Creating Bear Creek Utility District of Harris County.

HB 1691, Creating Tall Timbers Utility District of Harris County.

HB 1695, Relating to Harris County Water Control and Improvement District No. 129.

HB 1701, Granting Harris County Fresh Water Supply District No. 61 the power to construct and maintain all works necessary for prevention of floods, etc.

HB 1710, Creating Enchanted Valley Public Utility District.

HB 1711, Creating Northwest Municipal Utility District of Harris County.

HB 1716, Requiring certain transporters of motor vehicles to make a check of titles to such vehicles, etc.

HB 1741, Relating to high school equivalency requirements.

HB 1764, Creating the Jetero Public Utility District.

HB 1769, Creating Cy-Champ Public Utility District.

HB 1784, Changing the name of the Texas Fine Arts Commission to the Texas Commission on the Arts and Humanities.

HB 1793, Relating to contracts for the acquisition of water supply systems, etc., by cities and towns.

HB 1794, Creating Buffalo Camp Farms Public Utility District.

HB 1844, Creating the Encanto Real Utility District.

HB 1864, Creating the Ingleside Cove Wildlife Sanctuary.

HB 1890, Amending the Water Code to conform to legislation of the 62nd Legislature.

HCR 83, Establishing a Joint Interim Constitutional Fund Study Committee.

SCR 136—REFERRED TO COMMITTEE

(Creating an interim committee to study the Texas Financial Responsibility Laws)

The Speaker laid before the House the following resolution:

SCR 136

Whereas, A sound Financial Responsibility Law is a matter of great concern to all citizens of the State of Texas; and

Whereas, The Supreme Court of the United States has held that the Georgia Financial Responsibility Laws are unconstitutional; and

Whereas, The striking down of the Georgia Financial Responsibility Laws directly affects the question of the constitutionality of the Texas Financial Responsibility Laws; and

Whereas, It is in the interest of citizens of Texas that this question be resolved; now, therefore, be it

Resolved, That the Senate of the 62nd Legislature hereby create a special interim committee made up of two Members of the Texas Senate and two members of the public who are to be appointed by the Lieutenant Governor, and two Members of the Texas House of Representatives who are to be appointed by the Speaker. The duty of this interim committee will be to make a thorough study of the constitutionality of the Texas Financial Responsibility Laws; and, be it further

Resolved, That actual expenses of members of the committee, and other necessary expenses of operation in connection with committee activities shall be paid from the Contingent Expense Fund of the Senate; the committee shall prepare a budget for its operating expenses, which shall be submitted to the Contingent Expense Committee of the Senate, and no expenditures shall be made until the budget has been approved. Prior approval of nonbudgeted expenses must also be obtained from the Contingent Expense Committee; and, be it further

Resolved, That the committee shall make its complete report, including findings and recommendations and drafts of any legislation that may be proposed, to the 63rd Legislature when it convenes in January, 1973; and, be it further

Resolved, That the staff of the Texas Legislative Council be and it is hereby requested to assist the committee in this study.

The resolution was referred to the Committee on Resolutions and Interim Activities.

HSR 626—REFERRED TO COMMITTEE

(Concerning investigations pursuant to HSR 266)

Mr. Gammage offered the following resolution:

HSR 626

Whereas, The House of Representatives authorized certain agencies and departments of this state to compile and investigate all factual information relating to certain matters as set out in HSR 266; and

Whereas, The House of Representatives intends that those agencies charged with such investigation and reporting should have every means

available to them to insure and facilitate a complete study; now, therefore, be it

Resolved, That the Attorney General or the Attorney General's designee from his staff, or the First Assistant Attorney General or his designee from his staff, be empowered to issue subpoenas, administer oaths to witnesses, and require signed affidavits from witnesses or complainants in conducting investigations pursuant to HSR 266; and, be it further

Resolved, That violation of any subpoena issued during the course of the investigation authorized by HSR 266 and by this resolution may be punishable by contempt after proper court proceedings.

Signed: Gammage, Kubiak, Joe Allen, Farenthold, and John Hannah.

The resolution was referred to the Committee on Rules.

HSR 632—REFERRED TO COMMITTEE

(To appoint a House Office Committee)

Mr. Smith offered the following resolution:

HSR 632

Whereas, For the first time since the building of the State Capitol more than 80 years ago, private offices have been provided for all Members of the Texas House of Representatives and much necessary remodeling and renovation of the House Chamber, committee rooms and other parts of the Capitol space under jurisdiction of the House has been partially completed; and

Whereas, There is need for considerable additional renovation, structural repairs, painting, ceiling work and wiring to complete and improve many of the older offices of Members of the House so that they may better conduct their business and perform their legislative duties, and to renovate and repair committee rooms, department offices and other spaces occupied or utilized by the House; and

Whereas, Some space within the Capitol can be made available in the near future and from time to time during the coming year which can be utilized by the House for offices and other purposes; and

Whereas, It is urgent that all possible available space within the Capitol be properly utilized by the House and that necessary improvements be completed while funds are available; now, therefore, be it

Resolved by the House of Representatives, That the Speaker is hereby authorized to appoint a House Office Committee of not more than three Members, who shall be directly responsible to the Speaker, to carry on further construction and improvement of offices and House facilities, acquisition of additional space, planning, equipping and assignment of Members' offices, and all other things necessary for the continuation and completion of the House office construction program, and desirable and necessary improvements, repairs and remodeling in all space within the Capitol building which is presently allocated or which shall be allocated to the House before January 1, 1973; and, be it further

Resolved, That the House Office Committee shall represent the House in matters dealing with the Board of Control and the Building Commission, and shall, as directed by the Speaker, negotiate in behalf of the House with the Senate, the Building Commission, the Board of Control, and all other agencies and officials for the acquisition and utilization of space within the Capitol building and the carrying out of the provisions of this resolution; and all state agencies and departments are hereby requested to assist and cooperate with the House Office Committee in carrying out the provisions of this resolution which shall be effective and in force immediately following passage of this resolution; and, be it further

Resolved, That the House Office Committee be directed to request that the Board of Control assign to the House all or its proportionate part of any space, anywhere in the Capitol building, which has been vacated or made available since March 18, 1970; and, be it further

Resolved, That the Committee is authorized to make such studies, inquiries and comparisons of office programs in other states, as it deems necessary, to assist in carrying out the program for providing adequate and usable offices for Members of the Texas House; and, be it further

Resolved, That the Members of the House Office Committee shall receive no remuneration for their services, but shall be reimbursed for actual expenses incurred in carrying out the provisions in this resolution.

The resolution was referred to the Committee on Rules.

HSR 635—REFERRED TO COMMITTEE

(Clarifying Rule VII, Section 20, Subsection (4) of the House Rules granting authority to the Committee on House Administration concerning office space)

Mr. Slider offered the following resolution:

HSR 635

Whereas, There is a need for a clarification of Rule VII, Section 20, Subsection (4); now, therefore, be it

Resolved, That the Committee on House Administration be and is hereby, in addition to the jurisdiction set out in Rule VII, Section 20, Subsection (4), granted the authority to assign, transfer and supervise the use of, access to, remodeling, repair or renovation of all office space assigned to the House of Representatives or the Members thereof including but not limited to the office space of individual Members of the House; and, be it further

Resolved, That the assignment of office space to individual Members be under rules and regulations established by the committee giving due regard to length of service in the House of Representatives, physical needs of the Members and any other reasonable criteria established by the committee.

The resolution was referred to the Committee on Rules.

HB 474—VOTE RECONSIDERED

Mr. Cavness moved to suspend all necessary rules and to reconsider the vote by which the House refused to concur in the Senate Amendments

to HB 474 and requested a Conference Committee.

The motion to reconsider prevailed.

Mr. Cavness moved to table the motion made by Mr. Sherman on May, 27 to not concur in the Senate Amendments to HB 474 and that a Conference Committee be appointed.

The motion to table prevailed.

Mr. Cavness then moved to suspend all necessary rules and concur in the Senate Amendments to HB 474.

The motion prevailed by the following vote:

Yeas—115

Agnich	Davis, H.	Kilpatrick	Presnal
Allen, John	Doran	Kost	Price
Allred	Doyle	Kubiak	Salem
Angly	Dramberger	Lee	Sanchez
Atwell	Earthman	Lemmon	Santiesteban
Baker	Finck	Lewis	Schulle
Bass, B.	Finnell	Ligarde	Semos
Beckham	Finney	Lombardino	Shannon
Blanton	Foreman	Longoria	Short
Blythe	Golman	Lovell	Simmons
Bowers	Hale	McAlister	Slack
Boyle	Hanna, Joe	McKissack	Slider
Braecklein	Hawkins	Mengden	Solomon
Bynum	Hawn	Moncrief	Spurlock
Caldwell	Haynes	Moore, A.	Stewart
Calhoun	Head	Moore, G.	Swanson
Carrillo	Heatly	Moreno	Tarbox
Cates	Hendricks	Murray	Traeger
Cavness	Hilliard	Nelms	Truan
Christian	Holmes, T.	Neugent, D.	Tupper
Clark	Howard	Newton	Uher
Clayton	Hubenak	Niland	Von Dohlen
Coats	Hull	Nugent, J.	Ward
Cobb	Ingram	Ogg	Wieting
Cole	Johnson	Orr	Williams
Craddick	Jones, D.	Parker, C.	Williamson
Cruz	Jones, E.	Parker, W.	Wolff
Daniel	Jungmichel	Pickens	Wyatt
Davis, D.	Kaster	Poerner	

Nays—22

Adams	Burgess	Harris	Rodriguez
Allen, Joe	Denton	Nabers	Rosson
Atwood	Farenthold	Nichols	Salter
Bass, T.	Floyd	Poff	Silber
Bigham	Gammage	Reed	Vale
Braun	Grant		

Absent

Garcia	Hannah, John	Jones, G.	Patterson
Graves	Harding	Moore, T.	Smith

Absent-Excused

Holmes, Z.	Sherman	Stroud	Wayne
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Mr. Cavness moved to reconsider the vote by which the House concurred in the Senate Amendments to HB 474 and to table the motion to reconsider.

The motion to table prevailed.

HB 474—TEXT OF SENATE AMENDMENTS

Amend HB 474 by striking all below the enacting clause and substituting in lieu thereof the following:

“Section 1. (a) The Board of Regents of The University of Texas System is authorized and directed to govern, operate, support, and maintain each of the component institutions that are now or may hereafter be included in a part of The University of Texas System.

“(b) The Board of Regents of The University of Texas System is authorized to prescribe for each of the component institutions courses and programs leading to such degrees as are customarily offered in outstanding American universities, and to award all such degrees. It is the intent of the Legislature that such degrees shall include baccalaureate, masters, and doctoral degrees, and their equivalents, but no new department, school, or degree program shall be instituted without the prior approval of the Coordinating Board, Texas College and University System.

“(c) The Board of Regents of The University of Texas System has authority to promulgate and enforce such other rules and regulations for the operation, control, and management of The University of Texas System and the component institutions thereof as the Board of Regents of The University of Texas System may deem either necessary or desirable. The Board of Regents of The University of Texas System is specifically authorized and empowered to determine and prescribe the number of students that shall be admitted to any course, department, school, college, degree program, or institution under its governance.

“(d) The Board of Regents of The University of Texas System is specifically authorized to make joint appointments in the component institutions under its governance. The salary of any person who receives such joint appointment to be apportioned to the appointing institutions on the basis of services rendered.

“(e) The Board of Regents of The University of Texas System is specifically authorized, upon terms and conditions acceptable to it, to accept and administer gifts, grants, or donations, of any kind, from any source, for use by the System, or any of the component institutions of the System.

“(f) Provided that no component institution not authorized to offer a four-year undergraduate program as of the effective date of this Act

shall offer a four-year undergraduate program without the specific authorization of the Legislature.

"Sec. 2. The Board of Regents of The University of Texas System is authorized to maintain, operate, and administer The University of Texas at Arlington as a general academic institution of higher education offering a standard four-year undergraduate program. The Board of Regents shall have the authority to prescribe courses leading to such customary degrees as are offered at leading American universities and to award such degrees. It is the intent of the Legislature that such degrees shall include baccalaureate, masters, and doctoral degrees, and their equivalents; but no department, school, or degree program, shall be instituted, except with the prior approval of the Coordinating Board, Texas College and University System.

"Sec. 3. The Board of Regents of The University of Texas System is authorized to operate, maintain, and administer The University of Texas Marine Science Institute at Port Aransas as a part of and under the direction and control of The University of Texas at Austin. The University of Texas Marine Science Institute at Port Aransas shall: Conduct a comprehensive instructional program in marine science, resources, and engineering at the graduate level and offer undergraduate courses for those students interested in the marine environment; perform basic and applied research as a Coastal Zone Laboratory in the coastal marine environment; and may provide a shore-based facility, including, but not limited to, laboratories, boats, classrooms, dormitories, and a cafeteria for faculty and students who are engaged in studies of the marine environment.

"Sec. 4. The Board of Regents of The University of Texas System is authorized to operate, maintain, and administer The University of Texas McDonald Observatory at Mount Locke as a part of and under the direction and control of The University of Texas at Austin. The University of Texas McDonald Observatory at Mount Locke shall conduct basic research in astronomy, along with optical and radio astronomy research, toward the establishment of a highly developed astronomy and space-science program, including the acquisition and support of the technical and maintenance staffs and facilities essential to the operation of an observatory of the first class, and may assist in the conduct of a comprehensive instructional program in astronomy and space science.

"Sec. 5. This Act is cumulative of all statutes relating to The University of Texas System or to any of the component institutions of The University of Texas System, except where such statutes may be in conflict with this Act. If any such conflict arises, the conflicting statute is hereby repealed to the extent of the conflict.

"Sec. 6. If any provision of this Act or the application of this Act to any person or circumstance is held invalid, the invalidity shall not affect other provisions or applications of the Act that can be given effect without the invalid provision or application, and to this end the provisions of this Act are declared to be severable.

"Sec. 7. The fact that there is an imperative need for the authority hereby conferred upon the Board of Regents of The University of Texas System and the fact that the continued governance, operation, maintenance, and support of The University of Texas System and the component in-

stitutions of The University of Texas System are in the best interest of all of the people of Texas create an emergency and an imperative public necessity that the Constitutional Rule requiring bills to be read on three several days in each House be suspended, and the Rule is hereby suspended; and that this Act take effect and be in force from and after its passage, and it is so enacted."

Amend caption to conform to body of bill.

REMARKS BY THE
HONORABLE PRESTON SMITH

The Speaker recognized the Honorable Preston Smith, Governor of Texas, who was present in the House Chamber.

Governor Smith addressed the House briefly.

HSR 636—REFERRED TO COMMITTEE

(Creating an interim committee to study the medical welfare program)

Mr. Cobb offered the following resolution:

HSR 636

Whereas, There is a pressing need to reevaluate and seek new methods for improving the administration of the present medical welfare system in Texas which is threatening to deplete the financial resources of the state through rising costs in welfare payments; and

Whereas, The state and federal cost of the Medicaid program has escalated from \$122.8 million in 1968, to a total cost of \$290.2 million in 1971; and

Whereas, There is evidence to indicate that AFDC rolls are increasing by 11,000 to 12,000 recipients a month; and

Whereas, Recent suggested innovations and changes in the administration of the program would aid in reducing the expenses of the Medicaid program while also providing for effective health care, and would contribute toward a realistic medical welfare program for the state; now, therefore, be it

Resolved, That the House of Representatives of the 62nd Legislature of the State of Texas hereby create a special interim committee to study the entire medical welfare program in the State of Texas, giving special attention to the desirability and feasibility of implementing the following changes: (1) placing a limit on the number of days a beneficiary can stay in the hospital; (2) requesting that the United States Department of Health, Education and Welfare give permission to the state to limit the cost of hospital rooms for Medicaid patients to a figure in line with that provided in private health insurance plans for families earning \$8,000 to \$10,000 a year; (3) establishing a fixed fee schedule to replace "usual and customary fees" charged Medicaid patients; and (4) establishing a surgical schedule for Medicaid like that provided in private insurance plans, including a limit to be paid physicians for obstetrical care; and, be it further

Resolved, That the committee shall be composed of five Members of the House of Representatives, all to be appointed by the Speaker of the House; and, be it further

Resolved, That the Texas State Department of Public Welfare be requested to give full cooperation to the committee in its study; and, be it further

Resolved, That the staff of the Texas Legislative Council be requested to assist the committee in this study; and, be it further

Resolved, That actual expenses of members of the committee and other expenses of operation in connection with committee activities shall be paid from the Expense Fund of the House of Representatives; that the committee shall prepare a budget for its operating expenses, which shall be submitted to the House Administration Committee, and no expenditures shall be made until the budget has been approved. Prior approval of nonbudgeted expenditures shall be obtained from the House Administration Committee; and, be it further

Resolved, That this committee shall make its complete report, including findings and recommendations, with drafts of any proposed legislation, to the 63rd Legislature at its Regular Session in January, 1973, and that five copies of the completed study shall be filed in the Legislative Reference Library and five copies filed in the office of the Texas Legislative Council. Following official distribution of the committee report, all remaining copies shall be deposited with the Legislative Reference Librarian.

Signed: Cobb, John Allen, Braecklein, Presnal, Tom Holmes, Haynes, Johnson, Longoria, Moncrief, Ward, Walt Parker, Harold Davis, Slack, Salter, Swanson, Wolff, and Tarbox.

The resolution was referred to the Committee on Resolutions and Interim Activities.

MESSAGE FROM THE SENATE

Austin, Texas, May 25, 1971

Honorable Gus Mutscher, Speaker of the House of Representatives

Sir: I am directed by the Senate to inform the House that the Senate has adopted the Conference Committee Reports on SB 817 and SB 818 by the following vote: viva voce vote.

Respectfully,
CHARLES A. SCHNABEL
Secretary of the Senate

RECESS

Mr. Braun moved that the House recess until 8:30 p.m. today.

The motion prevailed without objection.

The House accordingly, at 6:33 p.m., recessed until 8:30 p.m. today.

NIGHT SESSION

The House met at 8:30 p.m. and was called to order by the Speaker.

(Mr. Ward in the Chair)

LEAVE OF ABSENCE GRANTED

The following Member was granted leave of absence for the remainder of today on account of important business:

Mr. Graves on motion of Mr. Uher.

(Speaker in the Chair)

HCR 104—ADOPTED

The Speaker laid before the House the following resolution on committee report:

HCR 104, Granting Doyle H. Gaither, Charles C. Gaither and Doyle H. Gaither, Trustee, permission to sue the state.

Mr. Hale offered the following committee amendment to the resolution:

Committee Amendment No. 1

Amend HCR 104 so as to read as follows:

Whereas, Doyle H. Gaither, Charles C. Gaither, and Doyle H. Gaither, Trustee, allege that they own land adjacent to Interstate Highway 10 and Americas Avenue in El Paso County, Texas (the official name of Avenue of Americas was changed to Americas Avenue by action of the proper authorities in early March of this year); and

Whereas, Doyle H. Gaither, Charles C. Gaither, and Doyle H. Gaither, Trustee, allege that they own the right of access from their said property onto the abutting or adjacent outer frontage roads of said Interstate Highway 10 and Americas Avenue; and

Whereas, Independent Utilities Corporation and Domecello, Inc., allege that they own a road and utility easement across said Americas Avenue and/or Loop 375; and

Whereas, Doyle H. Gaither, Charles C. Gaither, and Doyle H. Gaither, Trustee, allege that the State of Texas has, through the action of the State Highway Department of the State of Texas, constructed railing along the side of said abutting or adjacent outer frontage roads of said Interstate Highway 10 and Americas Avenue, thereby materially and substantially impairing the access from the property of the said Doyle H. Gaither, Charles C. Gaither, and Doyle H. Gaither, Trustee, onto said abutting or adjacent outer frontage roads of Interstate Highway 10 and Americas Avenue; and

Whereas, Doyle H. Gaither, Charles C. Gaither, and Doyle H. Gaither, Trustee, allege that their said property has been damaged by such impairment of access; and

Whereas, Independent Utilities Corporation and Domecello, Inc., allege that they have been damaged by the taking, by the state, without compensation of their road and utility easement of record in the deed records of El Paso County, Texas, and being across the roadway condemned by the State of Texas in connection with the extension of Loop 375 and/or the Americas Avenue; and

Whereas, A lawsuit was filed in County Court at Law No. 1 of El Paso County, Texas, under Cause No. 26553, which action was tried to a jury and a judgement entered, said judgement having been affirmed by the Court of Civil Appeals with the Supreme Court refusing a writ of error; and

Whereas, The plaintiffs in said lawsuit allege that there are issues existing between them and the State Highway Department which were not litigated in said lawsuit, and allege that the purpose of this resolution is to adjudicate the remaining issues, which they allege is based upon some type of contract with the State Highway Department or some type of reservation in the gift deed alleged to have been executed by them to the State Highway Department; now, therefore, be it

Resolved by the House of Representatives of the State of Texas, the Senate concurring, That (1) Doyle H. Gaither, Charles C. Gaither, and Doyle H. Gaither, Trustee, Independent Utilities Corporation, and Domecello, Inc., are granted permission to sue the State of Texas and the State Highway Department in any court of competent jurisdiction for any relief to which they may be entitled under the facts herein alleged which has not been previously adjudicated in Cause No. 26553 on the docket of County Court at Law No. 1 of El Paso County, Texas, it being the specific intent of the Legislature that this resolution not grant permission to any of the persons named herein to relitigate any issues of fact or law which have heretofore been adjudicated in the aforementioned case, but such permission is granted only to the extent that there may conceivably be a cause of action to which a plea of res adjudicata would not be a complete defense;

(2) In the event suit is filed, service of citation and other required process shall be made upon the Attorney General of the State of Texas and upon the Chairman of the State Highway Commission; and

(3) The suit shall be tried as other civil suits; and, be it further

Resolved, That nothing in this resolution may be construed as an admission by the State of Texas, or by any of its employees, agents, departments, agencies, or political subdivisions, of liability or of the truth of any allegation asserted by the claimant, but the alleged cause of action must be proved under the laws of this state as in other civil suits; and, be it further

Resolved, That nothing in this resolution may be construed as a waiver of any defense, of law or fact, available to the State of Texas or to any of its employees, agents, departments, agencies, or political subdivisions, but every defense is specifically reserved, specifically including the defense of res adjudicata.

The committee amendment was adopted without objection.

HCR 104, as amended, was adopted without objection.

HB 1482 WITH SENATE AMENDMENTS

Mr. Stewart called up with Senate Amendments for consideration at this time,

HB 1482, A bill to be entitled An Act relating to the regulation of the fitting and dispensing of hearing aids and the Texas Board of Examiners in the Fitting and Dispensing of Hearing Aids; amending Subsections (a), (b), (e), (f), and (i), Section 12, and Subsection (a), Section 13, Chapter 366, Acts of the 61st Legislature, Regular Session, 1969 (Articles 4566-1.12 and 4566-1.13, Vernon's Texas Civil Statutes); and declaring an emergency.

On motion of Mr. Stewart, the House concurred in the Senate Amendments to HB 1482 by the following vote:

Yeas—118

Adams	Doran	Jungmichel	Salem
Agnich	Doyle	Kaster	Salter
Allen, John	Dramberger	Kilpatrick	Sanchez
Angly	Earthman	Kubiak	Santiesteban
Atwell	Finck	Lemmon	Schulle
Baker	Finnell	Ligarde	Semos
Bass, B.	Finney	Lombardino	Shannon
Beckham	Floyd	McAlister	Short
Bigham	Foreman	McKissack	Silber
Bowers	Gammage	Moncrief	Slack
Boyle	Garcia	Moore, A.	Slider
Braecklein	Golman	Moore, G.	Smith
Braun	Grant	Moreno	Solomon
Burgess	Hale	Murray	Spurlock
Bynum	Hanna, Joe	Nelms	Stewart
Caldwell	Hannah, John	Neugent, D.	Swanson
Calhoun	Harris	Newton	Tarbox
Cates	Hawn	Nichols	Traeger
Cavness	Heatly	Niland	Truan
Christian	Hendricks	Ogg	Tupper
Clark	Hilliard	Orr	Uher
Clayton	Holmes, T.	Parker, C.	Vale
Cobb	Howard	Patterson	Von Dohlen
Cole	Hubenak	Pickens	Ward
Craddick	Hull	Poerner	Wieting
Cruz	Ingram	Poff	Williams
Daniel	Johnson	Presnal	Wolff
Davis, D.	Jones, D.	Price	Wyatt
Davis, H.	Jones, E.	Rodriguez	
Denton	Jones, G.	Rosson	

Nays—9

Allred	Blythe	Farenthold	Lee
Atwood	Coats	Head	Reed
Bass, T.			

Absent

Allen, Joe	Carrillo	Hawkins	Kost
Blanton	Harding	Haynes	Lewis

Longoria	Moore, T.	Nugent, J.	Simmons
Lovell	Nabers	Parker, W.	Williamson
Mengden			

Absent-Excused

Graves	Sherman	Stroud	Wayne
Holmes, Z.			

Mr. Stewart moved to reconsider the vote by which the House concurred in the Senate Amendments to HB 1482 and to table the motion to reconsider.

The motion to table prevailed.

HB 1482—TEXT OF SENATE AMENDMENTS

Amend Sec. 5 of HB 1482 by adding at the end of quoted subsection (c) a new subparagraph (3) to read as follows:

“(3) do any act which requires a license from the Texas Optometry Board or the Texas State Board of Medical Examiners.”

Amend caption to conform to body of bill.

HB 267 WITH SENATE AMENDMENTS

Mr. Clark called up with Senate Amendments for consideration at this time,

HB 267, A bill to be entitled An Act making the offer to sell or deliver a dangerous drug a felony; making the offer to buy a dangerous drug a misdemeanor; providing penalties; amending Section 3, and Subsection (b) of Section 15, Chapter 425, Acts of the 56th Legislature, Regular Session, 1959, as amended (Article 726d, Vernon's Texas Penal Code); and declaring an emergency.

On motion of Mr. Clark, the House concurred in the Senate Amendments to HB 267 by the following vote:

Yeas—136

Adams	Boyle	Craddick	Golman
Agnich	Braecklein	Daniel	Grant
Allen, Joe	Braun	Davis, D.	Hale
Allen, John	Burgess	Davis, H.	Hanna, Joe
Allred	Bynum	Denton	Hannah, John
Angly	Caldwell	Doran	Harris
Atwell	Calhoun	Doyle	Hawn
Atwood	Carrillo	Dramberger	Haynes
Baker	Cates	Earthman	Head
Bass, B.	Cavness	Farenthold	Heatly
Bass, T.	Christian	Finck	Hendricks
Beckham	Clark	Finnell	Hilliard
Bigham	Clayton	Finney	Holmes, T.
Blanton	Coats	Foreman	Howard
Blythe	Cobb	Gammage	Hubenak
Bowers	Cole	Garcia	Hull

Ingram	Mengden	Pickens	Slack
Johnson	Moncrief	Poerner	Slider
Jones, D.	Moore, A.	Poff	Smith
Jones, E.	Moore, G.	Presnal	Solomon
Jones, G.	Moreno	Price	Spurlock
Jungmichel	Murray	Reed	Stewart
Kaster	Nabers	Rodriguez	Swanson
Kilpatrick	Nelms	Rosson	Tarbox
Kost	Neugent, D.	Salem	Traeger
Kubiak	Newton	Salter	Truan
Lee	Nichols	Sanchez	Tupper
Lemmon	Niland	Santiesteban	Uher
Lewis	Nugent, J.	Schulle	Vale
Lombardino	Ogg	Semos	Ward
Longoria	Orr	Shannon	Wieting
Lovell	Parker, C.	Short	Williams
McAlister	Parker, W.	Silber	Wolff
McKissack	Patterson	Simmons	Wyatt

Absent

Cruz	Harding	Ligarde	Von Dohlen
Floyd	Hawkins	Moore, T.	Williamson

Absent-Excused

Graves	Sherman	Stroud	Wayne
Holmes, Z.			

HB 267—TEXT OF SENATE AMENDMENTS

Amend HB 267, First Printing, by changing Section 2 to read as follows:

Section 2. Subsection (b), Section 15, Chapter 425, Acts of the 56th Legislature, Regular Session, 1959, as amended (Article 726d, Vernon's Texas Penal Code), is amended to read as follows:

"(b) Any person who sells or delivers or offers to sell or deliver in violation of this Act any dangerous drug defined in this Act, shall be guilty of a felony and upon conviction is punishable by confinement in the penitentiary for not less than two (2) nor more than ten (10) years. Proof of an offer to sell must be corroborated by a person other than the offeree or by evidence other than a statement of the offeree."

Amend caption to conform to body of bill.

HB 268 WITH SENATE AMENDMENTS

Mr. Clark called up with Senate Amendments for consideration at this time,

HB 268, A bill to be entitled An Act making the offer to sell a narcotic drug a felony; making the offer to buy a narcotic drug a misdemeanor; providing penalties; amending Subsection (a), Section 2, Section 2A, and subsection (a), Section 23; and adding Subsection (d) to Section 23, Chapter 169, Acts of the 45th Legislature, Regular Session, 1937, as amended (Article 725b, Vernon's Texas Penal Code); and declaring an emergency.

On motion of Mr. Clark, the House concurred in the Senate Amendments to HB 268 by the following vote:

Yeas—142

Adams	Davis, H.	Jungmichel	Price
Agnich	Denton	Kaster	Reed
Allen, Joe	Doran	Kilpatrick	Rodriguez
Allen, John	Doyle	Kost	Rosson
Allred	Dramberger	Kubiak	Salem
Angly	Earthman	Lee	Salter
Atwell	Farenthold	Lemmon	Sanchez
Atwood	Finck	Lewis	Santiesteban
Baker	Finnell	Ligarde	Schulle
Bass, B.	Finney	Lombardino	Semos
Bass, T.	Floyd	Longoria	Shannon
Beckham	Foreman	Lovell	Short
Bigham	Gammage	McAlister	Silber
Blanton	Garcia	McKissack	Simmons
Blythe	Golman	Mengden	Slack
Bowers	Grant	Moncrief	Slider
Boyle	Hale	Moore, A.	Smith
Braecklein	Hanna, Joe	Moore, G.	Solomon
Braun	Hannah, John	Moreno	Spurlock
Burgess	Harris	Murray	Stewart
Bynum	Hawkins	Nabers	Swanson
Caldwell	Hawn	Nelms	Tarbox
Calhoun	Haynes	Neugent, D.	Traeger
Carrillo	Head	Newton	Truan
Cates	Heatly	Nichols	Tupper
Cavness	Hendricks	Niland	Uher
Christian	Hilliard	Nugent, J.	Vale
Clark	Holmes, T.	Ogg	Von Dohlen
Clayton	Howard	Orr	Ward
Coats	Hubenak	Parker, C.	Wieting
Cobb	Hull	Parker, W.	Williams
Cole	Ingram	Patterson	Williamson
Craddick	Johnson	Pickens	Wolff
Cruz	Jones, D.	Poerner	Wyatt
Daniel	Jones, E.	Poff	
Davis, D.	Jones, G.	Presnal	

Absent

Harding Moore, T.

Absent-Excused

Graves	Sherman	Stroud	Wayne
Holmes, Z.			

Mr. Clark moved to reconsider the vote by which the House concurred in the Senate Amendments to HB 268 and to table the motion to reconsider.

The motion to table prevailed.

HB 268—TEXT OF SENATE AMENDMENTS

Amend HB 268, First Printing, by changing Section 1 to read as follows:

Section 1. Subsection (a), Section 2, Chapter 169, Acts of the 45th Legislature, Regular Session, 1937, as amended (Article 725b, Vernon's Texas Penal Code), is amended to read as follows:

"(a) It shall be unlawful for any person to manufacture, possess, have, control, sell, prescribe, administer, dispense, compound, offer to sell, or offer to buy any narcotic drug. Proof of an offer to sell must be corroborated by a person other than the offeree or by evidence other than a statement of the offeree."

Amend caption to conform to body of bill.

HB 415 WITH SENATE AMENDMENTS

Mr. Orr called up with Senate Amendments for consideration at this time,

HB 415, A bill to be entitled An Act relating to the penalty for driving while license is suspended, cancelled, or revoked; amending Section 34, Chapter 173, Acts of the 47th Legislature, Regular Session, 1941, as amended (Article 6687b, Vernon's Texas Civil Statutes); and declaring an emergency.

Mr. Orr moved to suspend all necessary rules and that the House do not concur in the Senate Amendments and that a Conference Committee be requested to adjust the differences between the two Houses on the bill.

The motion prevailed.

HB 415—APPOINTMENT OF CONFERENCE COMMITTEE

The Speaker announced the appointment of the following Conference Committee, on the part of the House, on HB 415:

Representatives Orr, Carl Parker, Boyle, Caldwell, and Floyd.

HB 605 WITH SENATE AMENDMENTS

Mr. Atwell called up with Senate Amendments for consideration at this time,

HB 605, A bill to be entitled An Act amending Article 1722a, Texas Penal Code, as last amended by Chapter 180, Acts of the 61st Legislature, Regular Session, 1969, to provide for the registration of all motorboats; establish fees; establish numbering specifics; provide for safety equipment on all water craft; clarify enforcement procedures; provide for markers on public waters; provide for the acceptance of federal grants; and declaring an emergency.

On motion of Mr. Atwell, the House concurred in the Senate Amendments to HB 605.

Mr. Atwell moved to reconsider the vote by which the House concurred in the Senate Amendments to HB 605 and to table the motion to reconsider.

The motion to table prevailed.

VOTES RECORDED

Representatives Adams, Price, Nabers, and Silber requested to be recorded as voting Nay on the motion to concur in Senate Amendments to HB 605.

HB 605—TEXT OF SENATE AMENDMENTS

Amend HB 605, Section 4, subsection (g), Identification Number, to read as follows:

"(g) Every certificate of number awarded pursuant to this Act shall continue in full force and effect for a period of two (2) years unless sooner terminated or discontinued in accordance with the provisions of this Act."

Amend HB 605, Section 8, subsection (f), Classification and Required Equipment, to read as follows:

"(f) Every vessel shall carry at least one (1) life preserver, or life belt, or ring buoy, or other device, of the sort prescribed by the regulations of the Commandant of the Coast Guard for each person on board, so placed as to be readily accessible. Provided, that every motorboat carrying passengers for hire shall carry so placed as to be readily accessible at least one (1) life preserver of the sort prescribed by the regulations of the Commandant of the Coast Guard for each person on board."

Amend HB 605, Section 27 by adding subsection (d) which reads as follows:

"(d) Fees for currently registered motorboats may be less than the full fee specified in Section 27 (a) if the expiration date established by the department is prior to March 21, 1974, for the purpose of initiating a two (2) year staggered registration period."

Amend caption to conform to body of bill.

HB 930 WITH SENATE AMENDMENTS

Mr. Lombardino called up with Senate Amendments for consideration at this time,

HB 930, A bill to be entitled An Act relating to competitive bidding on certain contracts involving political subdivisions; declaring certain laws unaffected by this Act; and declaring an emergency.

On motion of Mr. Lombardino, the House concurred in the Senate Amendments to HB 930.

Mr. Lombardino moved to reconsider the vote by which the House concurred in the Senate Amendments to HB 930 and to table the motion to reconsider.

The motion to table prevailed.

HB 930—TEXT OF SENATE AMENDMENTS

Amend Section 2 of HB 930 by striking therefrom Subsection (d) and substituting in lieu thereof the following:

"(d) If the contract is for the construction of public works, then the successful bidder shall give good and sufficient performance and payment bonds, executed by a surety company authorized to do business in this state in accordance with the provisions of Article 5160, Revised Civil Statutes of the State of Texas, 1925, as amended."

Amend caption to conform to body of bill.

SB 359 ON SECOND READING
(Mr. Slack—House Sponsor)

Mr. Slack moved that all necessary rules be suspended to take up and consider at this time, SB 359.

The motion prevailed.

The Speaker laid before the House on its second reading and passage to third reading,

SB 359, A bill to be entitled An Act amending Subsection (a) of Section 2, Chapter 11, Acts of the 59th Legislature, 1965, (Article 6008c, Vernon's Texas Civil Statutes); relating to definition of any interested owner authorized to invoke provisions of Article 6008c and to apply for the pooling of mineral and royalty interests in oil or gas reservoirs, said definition to include any interested royalty or working interest owner in the effective acreage to be pooled; and declaring an emergency.

Representative Wayne entered the House and was announced present.

SB 359—(Consideration continued)

The bill was read second time.

Mr. Carrillo moved that consideration of SB 359 be postponed until 9:45 p.m. today.

The motion prevailed without objection.

BILLS AND A RESOLUTION SIGNED BY THE SPEAKER

The Speaker signed in the presence of the House, after giving due notice thereof, the following enrolled bills and a resolution:

SB 515, Providing for the creation of the 200th and 201st Judicial Districts to be composed of the County of Travis.

SB 841, Creating a Criminal Justice Planning Fund.

SB 885, Establishing a procedure in condemnation proceedings should the plaintiff desire to enter upon and take possession of the property sought to be condemned pending litigation.

SB 989, Relating to the modifying insurance coverage requirements of the Texas Motor Vehicle Safety-Responsibility Act and amount of property damage necessitating a report under that Act.

SB 1011, Relating to term "impacted property" as certain described real property in Grayson County.

SCR 124, Urging the Veteran's Administration Prosthetic Research Center to locate in Texas.

MESSAGE FROM THE SENATE

Austin, Texas, May 30, 1971

Honorable Gus Mutscher, Speaker of the House of Representatives

Sir: I am directed by the Senate to inform the House that the Senate has passed the following:

SCR 137, by Word: Requesting the Governor to return SB 910 to the Senate Enrolling and Engrossing Clerk.

Respectfully,
CHARLES A. SCHNABEL
Secretary of the Senate

SB 80 ON SECOND READING (Mr. Golman—House Sponsor)

Mr. Golman moved that all necessary rules be suspended to take up and consider at this time, SB 80.

The motion prevailed.

The Speaker laid before the House on its second reading and passage to third reading,

SB 80, Creating a Texas Department of Community Affairs.

The bill was read second time and was passed to third reading.

SB 80 ON THIRD READING

Mr. Golman moved that the constitutional rule requiring bills to be read on three several days be suspended and that SB 80 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—125

Adams	Allen, John	Atwell	Bass, B.
Agnich	Allred	Atwood	Bass, T.
Allen, Joe	Angly	Baker	Beckham

Bigham	Gammage	Ligarde	Salter
Blanton	Garcia	Lombardino	Sanchez
Boyle	Golman	Longoria	Santiesteban
Braecklein	Grant	Lovell	Schulle
Braun	Hale	McAlister	Semos
Burgess	Hanna, Joe	McKissack	Shannon
Caldwell	Hannah, John	Moncrief	Silber
Calhoun	Harding	Moore, A.	Simmons
Carrillo	Harris	Moore, G.	Slack
Cates	Hawkins	Moore, T.	Slider
Cavness	Hawn	Moreno	Smith
Christian	Haynes	Murray	Solomon
Clark	Heatly	Nelms	Spurlock
Clayton	Hendricks	Neugent, D.	Stewart
Coats	Hilliard	Nichols	Swanson
Cobb	Holmes, T.	Niland	Tarbox
Cole	Howard	Orr	Traeger
Craddick	Hubenak	Parker, C.	Truan
Cruz	Hull	Parker, W.	Tupper
Daniel	Ingram	Patterson	Uher
Davis, H.	Johnson	Pickens	Vale
Denton	Jones, G.	Poerner	Ward
Doran	Jungmichel	Poff	Wayne
Dramberger	Kaster	Price	Wieting
Farenthold	Kilpatrick	Reed	Williams
Finck	Kost	Rodriguez	Williamson
Finnell	Kubiak	Rosson	Wolff
Finney	Lemmon	Salem	
Foreman	Lewis		

Nays—17

Blythe	Earthman	Jones, E.	Nugent, J.
Bowers	Floyd	Lee	Ogg
Bynum	Head	Mengden	Short
Davis, D.	Jones, D.	Newton	Von Dohlen
Doyle			

Absent

Nabers	Presnal	Wyatt
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Absent-Excused

Graves	Holmes, Z.	Sherman	Stroud
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The Speaker then laid SB 80 before the House on third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—135

Adams	Allred	Baker	Bigham
Agnich	Angly	Bass, B.	Blanton
Allen, Joe	Atwell	Bass, T.	Boyle
Allen, John	Atwood	Beckham	Braecklein

Braun	Grant	Lovell	Sanchez
Burgess	Hale	McAlister	Santiesteban
Bynum	Hanna, Joe	McKissack	Schulle
Caldwell	Hannah, John	Moncrief	Semos
Calhoun	Harding	Moore, A.	Shannon
Carrillo	Harris	Moore, G.	Short
Cates	Hawkins	Moore, T.	Silber
Cavness	Hawn	Moreno	Simmons
Christian	Haynes	Murray	Slack
Clark	Heatly	Nabers	Slider
Clayton	Hendricks	Nelms	Smith
Coats	Hilliard	Neugent, D.	Solomon
Cobb	Holmes, T.	Newton	Spurlock
Cole	Howard	Nichols	Stewart
Craddick	Hubenak	Niland	Swanson
Cruz	Hull	Nugent, J.	Tarbox
Daniel	Ingram	Orr	Traeger
Davis, H.	Johnson	Parker, C.	Truan
Denton	Jones, D.	Parker, W.	Tupper
Doran	Jones, G.	Patterson	Uher
Dramberger	Jungmichel	Pickens	Vale
Farenthold	Kaster	Poerner	Von Dohlen
Finck	Kilpatrick	Poff	Ward
Finnell	Kost	Presnal	Wayne
Finney	Kubiak	Price	Wieting
Floyd	Lemmon	Reed	Williams
Foreman	Lewis	Rodriguez	Williamson
Gammage	Ligarde	Rosson	Wolff
Garcia	Lombardino	Salem	Wyatt
Golman	Longoria	Salter	

Nays—10

Blythe	Doyle	Jones, E.	Mengden
Bowers	Earthman	Lee	Ogg
Davis, D.	Head		

Absent-Excused

Graves	Holmes, Z.	Sherman	Stroud
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Mr. Golman moved to reconsider the vote by which SB 80 was passed and to table the motion to reconsider.

The motion to table prevailed.

SB 268 ON SECOND READING
(Mr. Carl Parker—House Sponsor)

Mr. Carl Parker moved that all necessary rules be suspended to take up and consider at this time, SB 268.

The motion prevailed by the following vote:

Yeas—134

Agnich	Allen, John	Angly	Atwood
Allen, Joe	Allred	Atwell	Baker

Bass, B.	Finney	Lee	Salter
Bass, T.	Floyd	Lemmon	Sanchez
Beckham	Foreman	Lewis	Santiesteban
Bigham	Gammage	Ligarde	Schulle
Blanton	Garcia	Lombardino	Semos
Blythe	Golman	Longoria	Shannon
Bowers	Grant	Lovell	Short
Boyle	Hale	McAlister	Silber
Braecklein	Hanna, Joe	McKissack	Simmons
Braun	Hannah, John	Moncrief	Slack
Bynum	Harding	Moore, A.	Slider
Caldwell	Harris	Moore, G.	Smith
Calhoun	Hawkins	Moore, T.	Solomon
Carrillo	Hawn	Moreno	Spurlock
Cates	Haynes	Murray	Stewart
Cavness	Head	Nabers	Swanson
Christian	Heatly	Nelms	Tarbox
Clark	Hendricks	Neugent, D.	Traeger
Clayton	Hilliard	Nichols	Truan
Coats	Holmes, T.	Niland	Tupper
Cobb	Hubenak	Nugent, J.	Uher
Cole	Hull	Ogg	Vale
Cruz	Ingram	Orr	Von Dohlen
Daniel	Johnson	Parker, C.	Ward
Davis, D.	Jones, D.	Parker, W.	Wayne
Davis, H.	Jones, E.	Patterson	Wieting
Doran	Jones, G.	Presnal	Williams
Doyle	Jungmichel	Price	Williamson
Dramberger	Kaster	Reed	Wolff
Earthman	Kilpatrick	Rodriguez	Wyatt
Farenthold	Kost	Rosson	
Finnell	Kubiak	Salem	

Nays—9

Craddick	Howard	Newton	Poerner
Denton	Mengden	Pickens	Poff
Finck			

Absent

Adams	Burgess
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Absent-Excused

Graves	Holmes, Z.	Sherman	Stroud
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The Speaker laid before the House on its second reading and passage to third reading,

SB 268, Relating to the creation of the Texas Vending Commission.

The bill was read second time.

Mr. Carl Parker offered the following amendment to the bill:

Amend SB 268 by striking all below the enacting clause and substituting therefor the following:

Section 1. There is hereby created an agency of the State of Texas which shall be designated as the Texas Vending Commission; said Commission shall consist of six (6) members to be appointed by the Governor with the advice and consent of the Senate and three (3) ex officio members, who shall have the right to vote, to be the Director of the Department of Public Safety, or his nominee; the Commissioner of Consumer Credit, or his nominee; and the Attorney General, or his nominee. Of the six appointed members, not more than three (3) shall be or have ever been an "owner" or "operator" of any "coin-operated" machine as those terms are defined in Chapter 13, Title 122A, Revised Civil Statutes of Texas. In making the initial appointments, the Governor shall designate two (2) members for a term expiring January 31, 1973; two (2) members for a term expiring January 31, 1975; and two (2) members for a term expiring January 31, 1977. Thereafter their successors shall serve for six (6) years. Appointees shall hold office until their successors are appointed and qualified.

Section 2. There are hereby transferred to the Texas Vending Commission all of the duties, powers, functions, responsibilities and authority heretofore exercised by the Comptroller of Public Accounts under Chapter 13, Title 122A, Taxation-General, Revised Civil Statutes of Texas, 1925, as amended so that hereafter the term "Texas Vending Commission" shall be substituted for the phrase "Comptroller of Public Accounts" or the word "Comptroller" in said Chapter 13. This section shall be effective on September 1, 1971.

Section 3. The Texas Vending Commission shall be empowered to hire and employ an Executive Director and such other personnel as may be required and necessary to carry out the duties, functions, responsibilities and authority of said Commission including professional consultants. The Executive Director of the Commission and other personnel shall receive such compensation as may be set by the Commission, exclusive of any necessary expenses incurred in the performance of official duties, as shall be appropriated by the Legislature.

Section 4. All members of the Commission shall be compensated for attendance at meetings in an amount of Thirty-five Dollars (\$35.00) per day for each day they are actually engaged in performing their duties; provided, however, they shall not draw compensation for more than sixty (60) days in any one fiscal year. In addition to the per diem provided for herein, members of the Commission shall be reimbursed for their actual and necessary traveling expenses in the performance of their duties.

Section 5. Section 16 of Article 13.17, Title 122A, Taxation General, Revised Civil Statutes of Texas, 1925, as amended is hereby amended to read as follows:

"Section 16. Fees.

"(1) The annual license fee for either an import or a general business license shall be based on the number of music and the number of skill and pleasure coin-operated machines in which each licensee shall have any interest as set forth in Section 8 of this Article; and said annual fee shall be Ten Dollars (\$10.00) for each such coin-operated machine, but in no event shall such fee be less than Fifty Dollars (\$50.00) nor more than

Three Thousand Dollars (\$3,000.00). This fee shall be in addition to the tax levied by Article 13.02.

"(2) After issuance of a license to a licensee, the Texas Vending Commission may not refund any portion of a license fee."

Section 6. Section 19 of Article 13.17, Title 122A, Taxation-General, Revised Civil Statutes of Texas, 1925, as amended, is hereby amended by adding a new section as follows:

"(4) The Texas Vending Commission shall not renew a license for a business under this Article if it finds that a partner or major stockholder, or anyone employed by a licensee has been convicted of a felony in a court of competent jurisdiction, regardless of whether the sentence was probated or served, within five (5) years from the date of such person's first employment or association with the business, or thereafter."

Section 7. All funds received by the Commission for license fees pursuant to Article 13.17, Title 122A, Taxation-General, Revised Civil Statutes of Texas shall be deposited to the General Revenue Fund of the State Treasury. All money to be expended by the Commission shall be appropriated out of the General Revenue Fund.

Section 8. The importance of this legislation and the crowded condition of the calendars in both Houses create an emergency and an imperative public necessity that the Constitutional Rule requiring bills to be read on three several days in each House be suspended, and this Rule is hereby suspended; and that this Act take effect and be in force from and after its passage, and it is so enacted.

The amendment was adopted without objection.

SB 268, as amended, was passed to third reading.

SB 268 ON THIRD READING

Mr. Carl Parker moved that the constitutional rule requiring bills to be read on three several days be suspended and that SB 268 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—122

Agnich	Bowers	Clark	Finnell
Allen, Joe	Boyle	Clayton	Finney
Allen, John	Braecklein	Coats	Floyd
Angly	Braun	Cobb	Foreman
Atwell	Burgess	Cole	Gammage
Baker	Bynum	Daniel	Garcia
Bass, B.	Caldwell	Davis, D.	Golman
Bass, T.	Calhoun	Davis, H.	Grant
Beckham	Carrillo	Doyle	Hale
Bigham	Cates	Dramberger	Hanna, Joe
Blanton	Cavness	Earthman	Hannah, John
Blythe	Christian	Farenthold	Harding

Harris	Lemmon	Ogg	Smith
Hawn	Lewis	Orr	Solomon
Haynes	Ligarde	Parker, C.	Spurlock
Heatly	Lombardino	Parker, W.	Stewart
Hendricks	Longoria	Presnal	Swanson
Hilliard	Lovell	Price	Tarbox
Holmes, T.	McAlister	Rodriguez	Traeger
Hubenak	McKissack	Salem	Truan
Ingram	Moncrief	Salter	Tupper
Johnson	Moore, A.	Sanchez	Vale
Jones, D.	Moore, G.	Santiesteban	Von Dohlen
Jones, E.	Moore, T.	Schulle	Ward
Jones, G.	Moreno	Semos	Wayne
Jungmichel	Murray	Shannon	Wieting
Kaster	Nelms	Short	Williams
Kilpatrick	Neugent, D.	Silber	Wolff
Kost	Newton	Simmons	Wyatt
Kubiak	Nichols	Slack	
Lee	Niland	Slider	

Nays—17

Adams	Doran	Nabers	Poerner
Allred	Finck	Nugent, J.	Poff
Atwood	Head	Patterson	Reed
Craddick	Howard	Pickens	Uher
Denton			

Absent

Cruz	Hull	Rosson	Williamson
Hawkins	Mengden		

Absent-Excused

Graves	Holmes, Z.	Sherman	Stroud
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The Speaker then laid SB 268 before the House on third reading and final passage.

The bill was read third time and was passed.

Mr. Carl Parker moved to reconsider the vote by which SB 268 was passed and to table the motion to reconsider.

The motion to table prevailed.

VOTES RECORDED

Representatives Poff and Howard requested to be recorded as voting Nay on the passage of SB 268.

(Mr. Jim Nugent in the Chair)

SCR 137—ADOPTED

(Mr. Traeger—House Sponsor)

(Requesting the Governor to return SB 910 to the Senate)

The Chair laid before the House the following resolution:

SCR 137

Whereas, SB 910 has been passed by the House and the Senate and sent to the Governor and certain corrections need to be made in the bill; now, therefore, be it

Resolved by the Senate, the House of Representatives concurring, That the Governor be and is hereby requested to return SB 910 to the Senate Enrolling and Engrossing Clerk; and, be it further

Resolved, That the Senate Enrolling and Engrossing Clerk be instructed to make the following correction in the bill: at the end of Section 8, add a sentence to read as follows: "All money deposited in the Structural Pest Control Fund is hereby appropriated to the board for the purpose of carrying out the provisions of this Act for the fiscal biennium ending August 31, 1973."; and, be it further

Resolved, That the action of the Speaker and the President of the Senate in signing SB 910 be declared null and void, and that the two presiding officers be authorized to remove their signatures from the enrolled bill.

Mr. Traeger offered the following amendment to the resolution:

Amend SCR 137 by adding the following before the last resolving clause:

Resolved, That the bill be stamped for certification by the Comptroller under Art. 3, Sec. 49a of the Constitution; and, be it further

The amendment was adopted.

SCR 137, as amended, was adopted.

SB 359 ON PASSAGE TO THIRD READING
(Mr. Slack—House Sponsor)

The Chair laid before the House, as postponed business, on its passage to third reading,

SB 359, Relating to definition of any interested owner authorized to invoke provisions of Article 6008c and to apply for the pooling of mineral and royalty interests in oil or gas reservoirs, etc.

The bill was read second time on today and postponed until 9:45 p.m. today.

The bill was passed to third reading.

SB 359 ON THIRD READING

Mr. Slack moved that the constitutional rule requiring bills to be read on three several days be suspended and that SB 359 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—186

Adams	Denton	Kaster	Rosson
Agnich	Doyle	Kilpatrick	Salem
Allen, Joe	Dramberger	Kost	Salter
Allen, John	Earthman	Kubiak	Sanchez
Allred	Farenthold	Lee	Santiesteban
Angly	Finck	Lemmon	Schulle
Atwell	Finnell	Lewis	Semos
Atwood	Finney	Ligarde	Shannon
Baker	Floyd	Lombardino	Short
Bass, B.	Foreman	Longoria	Silber
Bass, T.	Gammage	Lovell	Simmons
Beckham	Garcia	McAlister	Slack
Bigham	Golman	McKissack	Slider
Blanton	Grant	Mengden	Smith
Blythe	Hale	Moore, A.	Solomon
Bowers	Hanna, Joe	Moore, G.	Spurlock
Boyle	Hannah, John	Moore, T.	Stewart
Braecklein	Harding	Moreno	Swanson
Braun	Harris	Murray	Tarbox
Burgess	Hawkins	Nabers	Traeger
Bynum	Hawn	Nelms	Truan
Caldwell	Haynes	Neugent, D.	Tupper
Calhoun	Head	Nichols	Uher
Cates	Heatly	Niland	Vale
Cavness	Hendricks	Ogg	Von Dohlen
Christian	Hilliard	Orr	Ward
Clark	Holmes, T.	Parker, W.	Wayne
Clayton	Howard	Pickens	Wieting
Coats	Hubenak	Poerner	Williams
Cole	Hull	Poff	Williamson
Craddick	Ingram	Presnal	Wolff
Cruz	Johnson	Price	Wyatt
Daniel	Jones, E.	Reed	
Davis, D.	Jones, G.	Rodriguez	
Davis, H.	Jungmichel		

Nays—5

Doran	Newton	Nugent, J.	Patterson
Jones, D.			

Present—Not Voting**Moncrief****Absent**

Carrillo	Cobb	Parker, C.
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Absent-Excused

Graves	Holmes, Z.	Sherman	Stroud
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The Chair then laid SB 359 before the House on third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—142

Adams	Davis, H.	Jones, G.	Price
Agnich	Denton	Jungmichel	Reed
Allen, Joe	Doran	Kaster	Rodriguez
Allen, John	Doyle	Kilpatrick	Rosson
Allred	Dramberger	Kost	Salem
Angly	Earthman	Kubiak	Salter
Atwell	Farenthold	Lee	Sanchez
Atwood	Finck	Lemmon	Santiesteban
Baker	Finnell	Lewis	Schulle
Bass, B.	Finney	Ligarde	Semos
Bass, T.	Floyd	Lombardino	Shannon
Beckham	Foreman	Longoria	Short
Bigham	Gammage	Lovell	Silber
Blanton	Garcia	McAlister	Simmons
Blythe	Golman	McKissack	Slack
Bowers	Grant	Mengden	Slider
Boyle	Hale	Moore, A.	Solomon
Braecklein	Hanna, Joe	Moore, G.	Spurlock
Braun	Hannah, John	Moore, T.	Stewart
Burgess	Harding	Moreno	Swanson
Bynum	Harris	Murray	Tarbox
Caldwell	Hawkins	Nabers	Traeger
Calhoun	Hawn	Nelms	Truan
Carrillo	Haynes	Neugent, D.	Tupper
Cates	Head	Newton	Uher
Cavness	Heatly	Nichols	Vale
Christian	Hendricks	Niland	Von Dohlen
Clark	Hilliard	Nugent, J.	Ward
Clayton	Holmes, T.	Ogg	Wayne
Coats	Howard	Orr	Wieting
Cobb	Hubenak	Parker, W.	Williams
Cole	Hull	Patterson	Williamson
Craddick	Ingram	Pickens	Wolff
Cruz	Johnson	Poerner	Wyatt
Daniel	Jones, D.	Poff	
Davis, D.	Jones, E.	Presnal	

Present—Not Voting

Moncrief

Absent

Parker, C. Smith

Absent-Excused

Graves Holmes, Z. Sherman Stroud

(Speaker in the Chair)

HB 1424—ADOPTION OF CONFERENCE COMMITTEE
REPORT

Mr. Clayton submitted the following Conference Committee Report on
HB 1424:

Austin, Texas
May 24, 1971

The Honorable Ben Barnes
President of the Senate

The Honorable G. F. (Gus) Mutscher
Speaker of the House of Representatives

Sirs:

We, your Conference Committee appointed to adjust the differences
between the House and Senate on HB 1424, have met and adjusted our
differences and beg leave to recommend that it be passed in the form
attached hereto.

Respectfully submitted,

On the part of the House: Clayton
Slider
Traeger
Carl Parker
Shannon

On the part of the Senate: Word
Harris
Creighton
Mauzy
Schwartz

HB 1424, A bill to be entitled An Act amending the subject matter of
the Texas Unemployment Compensation Act, as amended (Articles 5221b-1
et seq., Vernon's Texas Civil Statutes), as follows: amending Section 3,
providing benefits; amending Section 7, providing contributions; amending
Section 16, providing penalties; adding a Section 29, providing for coverage
of state employees; adding a Section 30, providing for emergency con-
formity with federal statutes; providing an effective date for this Act;
providing for the repeal of all laws and parts of laws in conflict herewith
and for preserving rights accrued thereunder; providing for the severability
of provisions; and declaring an emergency.

Be it Enacted by the Legislature of the State of Texas:

Section 1. Subsection (b), Section 3, Texas Unemployment Compensation
Act, as amended (Article 5221b-1, Vernon's Texas Civil Statutes), is
amended to read as follows:

"(b) Benefit Amount for Total Unemployment: Each eligible individual
who is totally unemployed in any benefit period shall be paid with respect
to such benefit period, benefits at the rate of one twenty-fifth (1/25) of
his wages received from employment by employers during that quarter in
his base period in which wages were highest, provided that:

"(1) If such rate is not an even multiple of One Dollar (\$1), it shall be adjusted to the next higher multiple of One Dollar (\$1); and

"(2) Such rate shall not be more than Sixty-three Dollars (\$63) per benefit period nor less than Fifteen Dollars (\$15) per benefit period."

Sec. 2. Paragraphs (4) and (6), Subsection (c), Section 7, Texas Unemployment Compensation Act, as amended (Article 5221b-5, Vernon's Texas Civil Statutes), are amended to read as follows:

"(4) The benefit ratio of each employer shall be a percentage equal to the total of his chargebacks for the thirty-six (36) consecutive completed calendar months immediately preceding the date as of which the employer's tax rate is determined divided by his total taxable wages for the same months on which contributions have been paid to the Commission on or before the last day of the month in which the computation date occurs; provided that, in the event the employer has less than three (3) years but at least four (4) calendar quarters of compensation experience throughout which his account has been chargeable with benefits, his benefit ratio shall be a percentage equal to the total of all of his chargebacks for all completed calendar months immediately preceding the date as of which such employer's tax rate is determined divided by his total taxable wages for the same months on which contributions have been paid to the Commission on or before the last day of the month in which the computation date occurs.

"(6) The tax rate for each rated employer shall be in accordance with the following table based upon the replenishment ratio and his benefit ratio:

When the
Replenishment If the Employer's Benefit Ratio percentage does not exceed:
Ratio is

1.00	0.10	0.20	0.30	0.40	0.50	0.60	0.70	0.80	0.90
1.20	0.08	0.16	0.25	0.33	0.41	0.50	0.58	0.66	0.75
1.21	0.08	0.16	0.24	0.33	0.41	0.49	0.57	0.66	0.74
1.22	0.08	0.16	0.24	0.32	0.40	0.49	0.57	0.65	0.73
1.23	0.08	0.16	0.24	0.32	0.40	0.48	0.56	0.65	0.73
1.24	0.08	0.16	0.24	0.32	0.40	0.48	0.56	0.64	0.72
1.25	0.08	0.16	0.24	0.32	0.40	0.48	0.56	0.64	0.72
1.26	0.07	0.15	0.23	0.31	0.39	0.47	0.55	0.63	0.71
1.27	0.07	0.15	0.23	0.31	0.39	0.47	0.55	0.62	0.70
1.28	0.07	0.15	0.23	0.31	0.39	0.46	0.54	0.62	0.70
1.29	0.07	0.15	0.23	0.31	0.38	0.46	0.54	0.62	0.69
1.30	0.07	0.15	0.23	0.30	0.38	0.46	0.53	0.61	0.69
1.31	0.07	0.15	0.22	0.30	0.38	0.45	0.53	0.61	0.68
1.32	0.07	0.15	0.22	0.30	0.37	0.45	0.53	0.60	0.68
1.33	0.07	0.15	0.22	0.30	0.37	0.45	0.53	0.60	0.67
1.34	0.07	0.14	0.22	0.29	0.37	0.44	0.52	0.59	0.67
1.35	0.07	0.14	0.22	0.29	0.37	0.44	0.51	0.59	0.66
1.36	0.07	0.14	0.22	0.29	0.36	0.44	0.51	0.58	0.66
1.37	0.07	0.14	0.21	0.29	0.36	0.43	0.51	0.58	0.65
1.38	0.07	0.14	0.21	0.28	0.36	0.43	0.50	0.57	0.65
1.39	0.07	0.14	0.21	0.28	0.35	0.43	0.50	0.57	0.64
1.40	0.07	0.14	0.21	0.28	0.35	0.42	0.50	0.57	0.64
1.41	0.07	0.14	0.21	0.28	0.35	0.42	0.49	0.56	0.63
1.42	0.07	0.14	0.21	0.28	0.35	0.42	0.49	0.56	0.63
1.43	0.06	0.13	0.20	0.27	0.34	0.41	0.48	0.55	0.62
1.44	0.06	0.13	0.20	0.27	0.34	0.41	0.48	0.55	0.62
1.45	0.06	0.13	0.20	0.27	0.34	0.41	0.48	0.55	0.62
1.46	0.06	0.13	0.20	0.27	0.34	0.41	0.47	0.54	0.62
1.47	0.06	0.13	0.20	0.27	0.34	0.40	0.47	0.54	0.61
1.48	0.06	0.13	0.20	0.27	0.33	0.40	0.47	0.54	0.60
1.49	0.06	0.13	0.20	0.26	0.33	0.40	0.46	0.53	0.60
1.50	0.06	0.13	0.20	0.26	0.33	0.40	0.46	0.53	0.60
1.51	0.06	0.13	0.19	0.26	0.33	0.39	0.46	0.52	0.59
1.52	0.06	0.13	0.19	0.26	0.32	0.39	0.46	0.52	0.59
1.53	0.06	0.13	0.19	0.26	0.32	0.39	0.45	0.52	0.58
1.54	0.06	0.12	0.19	0.25	0.32	0.38	0.45	0.51	0.58
1.55	0.06	0.12	0.19	0.25	0.32	0.38	0.45	0.51	0.58
1.56	0.06	0.12	0.19	0.25	0.32	0.38	0.44	0.51	0.57
1.57	0.06	0.12	0.19	0.25	0.31	0.38	0.44	0.50	0.57
1.58	0.06	0.12	0.18	0.25	0.31	0.37	0.44	0.50	0.56
1.59	0.06	0.12	0.18	0.25	0.31	0.37	0.44	0.50	0.56
1.60	0.06	0.12	0.18	0.25	0.31	0.37	0.43	0.50	0.56

The Employer's Tax Rate Shall Be:

0.1% 0.2% 0.3% 0.4% 0.5% 0.6% 0.7% 0.8% 0.9%

When the
Replenishment If the Employer's Benefit Ratio percentage does not exceed:
Ratio is

1.00	1.00	1.10	1.20	1.30	1.40	1.50	1.60	1.70	1.80
1.20	0.83	0.91	1.00	1.08	1.16	1.25	1.33	1.41	1.50
1.21	0.82	0.90	0.99	1.07	1.15	1.23	1.32	1.40	1.48
1.22	0.81	0.90	0.98	1.06	1.14	1.22	1.31	1.39	1.47
1.23	0.81	0.89	0.97	1.05	1.13	1.21	1.30	1.38	1.46
1.24	0.80	0.88	0.96	1.04	1.12	1.20	1.29	1.37	1.45
1.25	0.80	0.88	0.96	1.04	1.12	1.20	1.28	1.36	1.44
1.26	0.79	0.87	0.95	1.03	1.11	1.19	1.26	1.34	1.42
1.27	0.78	0.86	0.94	1.02	1.10	1.18	1.25	1.33	1.41
1.28	0.78	0.85	0.93	1.01	1.09	1.17	1.25	1.32	1.40
1.29	0.77	0.85	0.93	1.00	1.08	1.16	1.24	1.31	1.39
1.30	0.76	0.84	0.92	1.00	1.07	1.15	1.23	1.30	1.38
1.31	0.76	0.83	0.91	0.99	1.06	1.14	1.22	1.29	1.37
1.32	0.75	0.83	0.90	0.98	1.06	1.13	1.21	1.28	1.36
1.33	0.75	0.82	0.90	0.97	1.05	1.12	1.20	1.27	1.35
1.34	0.74	0.82	0.89	0.97	1.04	1.12	1.19	1.26	1.34
1.35	0.74	0.81	0.88	0.96	1.03	1.11	1.18	1.25	1.33
1.36	0.73	0.80	0.88	0.95	1.02	1.10	1.17	1.25	1.32
1.37	0.72	0.80	0.87	0.95	1.02	1.09	1.16	1.24	1.31
1.38	0.72	0.79	0.86	0.94	1.01	1.08	1.15	1.23	1.30
1.39	0.71	0.79	0.86	0.93	1.01	1.08	1.15	1.22	1.29
1.40	0.71	0.78	0.85	0.93	1.00	1.07	1.14	1.21	1.28
1.41	0.70	0.78	0.85	0.92	0.99	1.06	1.13	1.20	1.27
1.42	0.70	0.77	0.84	0.91	0.98	1.05	1.12	1.19	1.26
1.43	0.69	0.76	0.84	0.91	0.97	1.04	1.11	1.18	1.25
1.44	0.69	0.76	0.83	0.90	0.97	1.04	1.11	1.18	1.25
1.45	0.68	0.76	0.82	0.89	0.96	1.03	1.10	1.17	1.24
1.46	0.68	0.75	0.82	0.89	0.95	1.02	1.09	1.16	1.23
1.47	0.68	0.74	0.81	0.88	0.95	1.02	1.08	1.15	1.22
1.48	0.67	0.74	0.81	0.87	0.94	1.01	1.08	1.14	1.21
1.49	0.67	0.73	0.80	0.87	0.93	1.00	1.07	1.14	1.20
1.50	0.66	0.73	0.80	0.86	0.93	1.00	1.06	1.13	1.20
1.51	0.66	0.72	0.79	0.86	0.92	0.99	1.05	1.12	1.19
1.52	0.65	0.72	0.78	0.85	0.92	0.98	1.05	1.11	1.18
1.53	0.65	0.71	0.78	0.84	0.91	0.98	1.04	1.11	1.17
1.54	0.64	0.71	0.77	0.84	0.90	0.97	1.03	1.10	1.16
1.55	0.64	0.70	0.77	0.83	0.90	0.96	1.03	1.09	1.16
1.56	0.64	0.70	0.76	0.83	0.89	0.96	1.02	1.08	1.15
1.57	0.63	0.70	0.76	0.82	0.89	0.95	1.01	1.08	1.14
1.58	0.63	0.69	0.75	0.82	0.88	0.94	1.01	1.07	1.13
1.59	0.62	0.69	0.75	0.81	0.88	0.94	1.00	1.06	1.13
1.60	0.62	0.68	0.75	0.81	0.87	0.93	1.00	1.06	1.12

The Employer's Tax Rate Shall Be:

1.0% 1.1% 1.2% 1.3% 1.4% 1.5% 1.6% 1.7% 1.8%

When the
Replenishment If the Employer's Benefit Ratio percentage does not exceed:
Ratio is

1.00	1.90	2.00	2.10	2.20	2.30	2.40	2.50	2.60	2.70
1.20	1.58	1.66	1.75	1.83	1.91	2.00	2.08	2.16	2.25
1.21	1.57	1.65	1.73	1.81	1.90	1.98	2.06	2.14	2.23
1.22	1.55	1.63	1.72	1.80	1.88	1.96	2.04	2.13	2.21
1.23	1.54	1.62	1.70	1.78	1.86	1.95	2.03	2.11	2.19
1.24	1.53	1.61	1.69	1.77	1.85	1.93	2.01	2.09	2.17
1.25	1.52	1.60	1.68	1.76	1.84	1.92	2.00	2.08	2.16
1.26	1.50	1.58	1.66	1.74	1.82	1.90	1.98	2.06	2.14
1.27	1.49	1.57	1.65	1.73	1.81	1.88	1.96	2.04	2.12
1.28	1.48	1.56	1.64	1.71	1.79	1.87	1.95	2.03	2.10
1.29	1.47	1.55	1.62	1.70	1.78	1.86	1.93	2.01	2.09
1.30	1.46	1.53	1.61	1.69	1.76	1.84	1.92	2.00	2.07
1.31	1.45	1.52	1.60	1.67	1.75	1.83	1.90	1.98	2.06
1.32	1.43	1.51	1.59	1.66	1.74	1.81	1.89	1.96	2.04
1.33	1.42	1.50	1.57	1.65	1.72	1.80	1.87	1.95	2.03
1.34	1.41	1.49	1.56	1.64	1.71	1.79	1.86	1.94	2.01
1.35	1.40	1.48	1.55	1.62	1.70	1.77	1.85	1.92	2.00
1.36	1.39	1.47	1.54	1.61	1.69	1.76	1.83	1.91	1.98
1.37	1.38	1.45	1.53	1.60	1.67	1.75	1.82	1.89	1.97
1.38	1.37	1.44	1.52	1.59	1.66	1.73	1.81	1.88	1.95
1.39	1.36	1.43	1.51	1.58	1.65	1.72	1.79	1.87	1.94
1.40	1.36	1.43	1.50	1.57	1.64	1.71	1.78	1.85	1.92
1.41	1.34	1.41	1.48	1.56	1.63	1.70	1.77	1.84	1.91
1.42	1.33	1.40	1.47	1.54	1.61	1.69	1.76	1.83	1.90
1.43	1.32	1.39	1.46	1.53	1.60	1.67	1.74	1.81	1.88
1.44	1.31	1.38	1.45	1.52	1.59	1.66	1.73	1.80	1.87
1.45	1.31	1.37	1.44	1.51	1.58	1.65	1.72	1.79	1.86
1.46	1.30	1.36	1.43	1.50	1.57	1.64	1.71	1.78	1.84
1.47	1.29	1.36	1.42	1.49	1.56	1.63	1.70	1.76	1.83
1.48	1.28	1.35	1.41	1.48	1.55	1.62	1.68	1.75	1.82
1.49	1.27	1.34	1.40	1.47	1.54	1.61	1.67	1.74	1.81
1.50	1.26	1.33	1.40	1.46	1.53	1.60	1.66	1.73	1.80
1.51	1.25	1.32	1.39	1.45	1.52	1.58	1.65	1.72	1.78
1.52	1.25	1.31	1.38	1.44	1.51	1.57	1.64	1.71	1.77
1.53	1.24	1.30	1.37	1.43	1.50	1.56	1.63	1.69	1.76
1.54	1.23	1.29	1.36	1.42	1.49	1.55	1.62	1.68	1.75
1.55	1.22	1.29	1.35	1.41	1.48	1.54	1.61	1.67	1.74
1.56	1.21	1.28	1.34	1.41	1.47	1.53	1.60	1.66	1.73
1.57	1.21	1.27	1.33	1.40	1.46	1.52	1.59	1.65	1.71
1.58	1.20	1.26	1.32	1.39	1.45	1.51	1.58	1.64	1.70
1.59	1.19	1.25	1.32	1.38	1.44	1.50	1.57	1.63	1.69
1.60	1.18	1.25	1.31	1.37	1.43	1.50	1.56	1.62	1.68

The Employer's Tax Rate Shall Be:

1.9% 2.0% 2.1% 2.2% 2.3% 2.4% 2.5% 2.6% 2.7%

When the
Replenishment If the Employer's Benefit Ratio percentage does not exceed:
Ratio is

1.00	2.80	2.90	3.00	3.10	3.20	3.30	3.40	3.50	3.60
1.20	2.33	2.41	2.50	2.58	2.66	2.75	2.83	2.91	3.00
1.21	2.31	2.39	2.47	2.56	2.64	2.72	2.80	2.89	2.97
1.22	2.29	2.37	2.45	2.54	2.62	2.70	2.78	2.86	2.95
1.23	2.27	2.35	2.43	2.52	2.60	2.68	2.76	2.84	2.92
1.24	2.25	2.33	2.41	2.50	2.58	2.66	2.74	2.82	2.90
1.25	2.24	2.32	2.40	2.48	2.56	2.64	2.72	2.80	2.88
1.26	2.22	2.30	2.38	2.46	2.53	2.61	2.69	2.77	2.85
1.27	2.20	2.28	2.36	2.44	2.51	2.59	2.67	2.75	2.83
1.28	2.18	2.26	2.34	2.42	2.50	2.57	2.65	2.73	2.81
1.29	2.17	2.24	2.32	2.40	2.48	2.55	2.63	2.71	2.79
1.30	2.15	2.23	2.30	2.38	2.46	2.53	2.61	2.69	2.76
1.31	2.13	2.21	2.29	2.36	2.44	2.51	2.59	2.67	2.74
1.32	2.12	2.19	2.27	2.34	2.42	2.50	2.57	2.65	2.72
1.33	2.11	2.18	2.25	2.33	2.40	2.48	2.55	2.63	2.70
1.34	2.08	2.16	2.23	2.31	2.38	2.46	2.53	2.61	2.68
1.35	2.07	2.14	2.22	2.29	2.37	2.44	2.51	2.59	2.66
1.36	2.05	2.13	2.20	2.27	2.35	2.42	2.50	2.57	2.64
1.37	2.04	2.11	2.18	2.26	2.33	2.40	2.48	2.55	2.62
1.38	2.02	2.10	2.17	2.24	2.31	2.39	2.46	2.53	2.60
1.39	2.01	2.08	2.15	2.23	2.30	2.37	2.44	2.51	2.58
1.40	2.00	2.07	2.14	2.21	2.28	2.35	2.42	2.50	2.57
1.41	1.98	2.05	2.12	2.19	2.26	2.34	2.41	2.48	2.55
1.42	1.97	2.04	2.11	2.18	2.25	2.32	2.39	2.46	2.53
1.43	1.95	2.02	2.09	2.16	2.23	2.30	2.37	2.44	2.51
1.44	1.94	2.01	2.08	2.15	2.22	2.29	2.36	2.43	2.50
1.45	1.93	2.00	2.06	2.13	2.20	2.27	2.34	2.41	2.48
1.46	1.91	1.98	2.05	2.12	2.19	2.26	2.32	2.39	2.46
1.47	1.90	1.97	2.04	2.10	2.17	2.24	2.31	2.38	2.44
1.48	1.89	1.95	2.02	2.09	2.16	2.22	2.29	2.36	2.43
1.49	1.87	1.94	2.01	2.08	2.14	2.21	2.28	2.34	2.41
1.50	1.86	1.93	2.00	2.06	2.13	2.20	2.26	2.33	2.40
1.51	1.85	1.92	1.98	2.05	2.11	2.18	2.25	2.31	2.38
1.52	1.84	1.90	1.97	2.03	2.10	2.17	2.23	2.30	2.36
1.53	1.83	1.89	1.96	2.02	2.09	2.15	2.22	2.28	2.35
1.54	1.81	1.88	1.94	2.01	2.07	2.14	2.20	2.27	2.33
1.55	1.80	1.87	1.93	2.00	2.06	2.12	2.19	2.25	2.32
1.56	1.79	1.85	1.92	1.98	2.05	2.11	2.17	2.24	2.30
1.57	1.78	1.84	1.91	1.97	2.03	2.10	2.16	2.22	2.29
1.58	1.77	1.83	1.89	1.96	2.02	2.08	2.15	2.21	2.27
1.59	1.76	1.82	1.88	1.94	2.01	2.07	2.13	2.20	2.26
1.60	1.75	1.81	1.87	1.93	2.00	2.06	2.12	2.18	2.25

The Employer's Tax Rate Shall Be:

2.8% 2.9% 3.0% 3.1% 3.2% 3.3% 3.4% 3.5% 3.6%

When the
Replenishment If the Employer's Benefit Ratio percentage does not exceed:
Ratio is

1.00	3.70	3.80	3.90	4.00	4.10	4.20	4.30	4.40	4.50
1.20	3.08	3.16	3.25	3.33	3.41	3.50	3.58	3.66	3.75
1.21	3.05	3.14	3.22	3.30	3.38	3.47	3.55	3.63	3.71
1.22	3.03	3.11	3.19	3.27	3.36	3.44	3.52	3.60	3.68
1.23	3.00	3.08	3.17	3.25	3.33	3.41	3.49	3.57	3.65
1.24	2.98	3.06	3.14	3.22	3.30	3.38	3.46	3.54	3.62
1.25	2.96	3.04	3.12	3.20	3.28	3.36	3.44	3.52	3.60
1.26	2.93	3.01	3.09	3.17	3.25	3.33	3.41	3.49	3.57
1.27	2.91	2.99	3.07	3.14	3.22	3.30	3.38	3.46	3.54
1.28	2.89	2.96	3.04	3.12	3.20	3.28	3.35	3.43	3.51
1.29	2.86	2.94	3.02	3.10	3.17	3.25	3.33	3.41	3.48
1.30	2.84	2.92	3.00	3.07	3.15	3.23	3.30	3.38	3.46
1.31	2.82	2.90	2.97	3.05	3.12	3.20	3.28	3.35	3.43
1.32	2.80	2.87	2.95	3.03	3.10	3.18	3.25	3.33	3.40
1.33	2.78	2.85	2.93	3.00	3.08	3.15	3.23	3.30	3.38
1.34	2.76	2.83	2.91	2.98	3.05	3.13	3.20	3.28	3.35
1.35	2.74	2.81	2.88	2.96	3.03	3.11	3.18	3.25	3.33
1.36	2.72	2.79	2.86	2.94	3.01	3.08	3.16	3.23	3.30
1.37	2.70	2.77	2.84	2.91	2.99	3.06	3.13	3.21	3.28
1.38	2.68	2.75	2.82	2.89	2.97	3.04	3.11	3.18	3.26
1.39	2.66	2.73	2.80	2.87	2.94	3.02	3.09	3.16	3.23
1.40	2.64	2.71	2.78	2.85	2.92	3.00	3.07	3.14	3.21
1.41	2.62	2.69	2.76	2.83	2.90	2.97	3.04	3.12	3.19
1.42	2.60	2.67	2.74	2.81	2.88	2.95	3.02	3.09	3.16
1.43	2.58	2.65	2.72	2.79	2.86	2.93	3.00	3.07	3.14
1.44	2.56	2.63	2.70	2.77	2.84	2.91	2.98	3.05	3.12
1.45	2.55	2.62	2.68	2.75	2.82	2.89	2.96	3.03	3.10
1.46	2.53	2.60	2.67	2.73	2.80	2.87	2.94	3.01	3.08
1.47	2.51	2.58	2.65	2.72	2.78	2.85	2.92	2.99	3.06
1.48	2.50	2.56	2.63	2.70	2.77	2.83	2.90	2.97	3.04
1.49	2.48	2.55	2.61	2.68	2.75	2.81	2.88	2.95	3.02
1.50	2.46	2.53	2.60	2.66	2.73	2.80	2.86	2.93	3.00
1.51	2.45	2.51	2.58	2.64	2.71	2.78	2.84	2.91	2.98
1.52	2.43	2.50	2.56	2.63	2.69	2.76	2.82	2.89	2.96
1.53	2.41	2.48	2.54	2.61	2.67	2.74	2.81	2.87	2.94
1.54	2.40	2.46	2.53	2.59	2.66	2.72	2.79	2.85	2.92
1.55	2.38	2.45	2.51	2.58	2.64	2.70	2.77	2.83	2.90
1.56	2.37	2.43	2.50	2.56	2.62	2.69	2.75	2.82	2.88
1.57	2.35	2.42	2.48	2.54	2.61	2.67	2.73	2.80	2.86
1.58	2.34	2.40	2.46	2.53	2.59	2.65	2.72	2.78	2.84
1.59	2.32	2.38	2.45	2.51	2.57	2.64	2.70	2.76	2.83
1.60	2.31	2.37	2.43	2.50	2.56	2.62	2.68	2.75	2.81

The Employer's Tax Rate Shall Be:

3.7%	3.8%	3.9%	4.0%	4.1%	4.2%	4.3%	4.4%	4.5%
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"The Commission is authorized to extend the foregoing table by supplying additional replenishment ratios and by supplying additional employer benefit ratios using the same mathematical principles used in constructing said table.

"Provided, that when the amount in the Unemployment Compensation Fund on the October 1 computation date immediately preceding the calendar year for which rates are being computed is in excess of the ceiling hereinafter defined, a reduction in the tax rate shown on the foregoing table, or as it may be extended, by one-tenth of one percent (1/10 of 1%) for each Five Million Dollars (\$5,000,000) or fraction thereof by which the amount in the Unemployment Compensation Fund is in excess of the ceiling shall be granted to each employer entitled to an experience tax rate, provided that no employer shall receive a tax rate reduction greater than two and two-tenths percent (2.2%) under this provision; provided further, notwithstanding the foregoing provisions, that no employer shall be permitted to pay contributions at a rate less than one-tenth of one percent (1/10 of 1%) and that no employer shall be required to pay contributions at a rate greater than four percent (4%) except as hereinafter provided. When the amount in the Unemployment Compensation Fund on the October 1 computation date immediately preceding the calendar year for which rates are being computed is less than Two Hundred Twenty-five Million Dollars (\$225,000,000), an increase in the tax rate by one-tenth of one percent (1/10 of 1%) for each Five Million Dollars (\$5,000,000) or fraction thereof by which the amount in the Unemployment Compensation Fund is less than Two Hundred Twenty-five Million Dollars (\$225,000,000) shall be applied to the tax rate of each employer eligible for an experience tax rate, including any employer whose tax rate would otherwise be limited to four percent (4%).

"The ceiling for the Unemployment Compensation Fund referred to in the preceding paragraph shall be Three Hundred Five Million Dollars (\$305,000,000) for the computation date of October 1, 1972, and shall be increased by Five Million Dollars (\$5,000,000) to Three Hundred Ten Million Dollars (\$310,000,000) for the computation date of October 1, 1973, and shall be increased by Five Million Dollars (\$5,000,000) for the computation date of each succeeding year until it reaches Three Hundred Twenty-five Million Dollars (\$325,000,000) for the computation date of October 1, 1976, and it shall remain at Three Hundred Twenty-five Million Dollars (\$325,000,000) for each computation date thereafter."

Sec. 3. Subsection (a), Section 16, Texas Unemployment Compensation Act, as amended (Article 5221b-14, Vernon's Texas Civil Statutes), is amended to read as follows:

"(a) Whoever makes a false statement or representation, knowing it to be false, or knowingly fails to disclose a material fact, to obtain or increase any benefit or other payment under this Act or under the unemployment compensation law of any other state, or under any Act or Program of the United States administered by the Commission, either for himself or for any other person, shall be punished by fine of not less than One Hundred Dollars (\$100), nor more than Five Hundred Dollars (\$500), or by imprisonment for not less than thirty (30) days nor longer than one (1) year, or by both such fine and imprisonment; and each such false statement or representation or failure to disclose a material fact shall constitute a separate offense."

Sec. 4. The Texas Unemployment Compensation Act, as amended (Articles 5221b-1 et seq., Vernon's Texas Civil Statutes), is amended by adding a Section 29 to read as follows:

"Coverage of State Employees

"Section 29.

"The State of Texas hereby elects, with respect to all services performed in the employ of this state or any branch or department thereof or any instrumentality thereof which is not otherwise an employer subject to this Act, to become a reimbursing employer subject to this Act, and all services performed in the employ of this state or of any branch or department or instrumentality thereof shall be deemed to constitute employment. This election does not apply to political subdivisions of this state."

Sec. 5. The Texas Unemployment Compensation Act, as amended (Articles 5221b-1 et seq., Vernon's Texas Civil Statutes), is amended by adding a Section 30 to read as follows:

"Section 30.

"If any provision of this Act is held not to conform with federal statute(s) by the Secretary of Labor, the Texas Employment Commission is hereby authorized to administer this Act so as to conform with the provisions of the federal statute(s) until such time as the Legislature meets in its next session and has an opportunity to amend this Act."

Sec. 6. All laws or parts of laws in conflict herewith, insofar as they do conflict herewith, are hereby repealed but such repeal shall in no way be construed as forfeiting or waiving any rights of the State of Texas or of the Texas Employment Commission, which have accrued thereunder, including, without limiting or without being limited thereto, the right to collect contributions, interest, or penalties that have accrued, and the right of prosecution for violation of any provision thereof; nor shall such repeal in any way be construed as forfeiting or waiving the rights of any individual to benefits which accrued thereunder; provided that the Commission's determination of the benefit year, the benefit amount for total unemployment, and the duration of benefits made with respect to an initial claim dated prior to January 1, 1972, shall be effective for the remainder of such benefit year.

Sec. 7. If any word, phrase, sentence, paragraph, subsection, or section of this Act shall be held invalid or unconstitutional, such holding shall not invalidate any other word, phrase, sentence, paragraph, subsection, or section hereof, and the Legislature hereby expressly declares that it would have passed such remaining words, phrases, sentences, paragraphs, subsections, and sections despite such invalidity.

Sec. 8. This Act takes effect on January 1, 1972.

Sec. 9. The fact that the administrative and technical changes permitted under this Act are necessary and indispensable to the proper and efficient administration of the Texas Unemployment Compensation Act, as amended, and the fact that substantial relief can be given to both employers and claimants by reason of the changes permitted under this Act, create

an emergency and an imperative public necessity that the Constitutional Rule requiring bills to be read on three several days in each House be suspended, and the same is hereby suspended.

Mr. Clayton moved to adopt the Conference Committee Report on HB 1424.

The motion prevailed by the following vote:

Yeas—134

Adams	Denton	Kaster	Rosson
Agnich	Doran	Kilpatrick	Salem
Allen, Joe	Doyle	Kost	Salter
Allen, John	Dramberger	Kubiak	Sanchez
Allred	Earthman	Lemmon	Santiesteban
Angly	Farenthold	Lewis	Schulle
Atwell	Finck	Ligarde	Semos
Atwood	Finnell	Lombardino	Shannon
Baker	Finney	Longoria	Short
Bass, B.	Floyd	Lovell	Silber
Bass, T.	Foreman	McAlister	Simmons
Beckham	Gammage	McKissack	Slack
Bigham	Garcia	Moncrief	Slider
Blanton	Golman	Moore, A.	Smith
Boyle	Grant	Moore, G.	Solomon
Braecklein	Hale	Moore, T.	Spurlock
Braun	Hanna, Joe	Moreno	Stewart
Burgess	Hannah, John	Murray	Swanson
Bynum	Harris	Nabers	Tarbox
Caldwell	Hawkins	Nelms	Traeger
Calhoun	Hawn	Neugent, D.	Truan
Carrillo	Haynes	Nichols	Tupper
Cates	Head	Niland	Uher
Cavness	Heatly	Ogg	Vale
Christian	Hendricks	Parker, C.	Von Dohlen
Clark	Hilliard	Parker, W.	Ward
Clayton	Holmes, T.	Patterson	Wayne
Coats	Howard	Pickens	Wieting
Cobb	Hubenak	Poerner	Williams
Cole	Hull	Poff	Williamson
Cruz	Ingram	Presnal	Wolff
Daniel	Johnson	Price	Wyatt
Davis, D.	Jones, D.	Reed	
Davis, H.	Jungmichel	Rodriguez	

Nays—7

Blythe	Craddick	Lee	Nugent, J.
Bowers	Jones, E.	Mengden	

Absent

Harding	Jones, G.	Newton	Orr
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Absent-Excused

Graves	Holmes, Z.	Sherman	Stroud
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Mr. Clayton moved to reconsider the vote by which the Conference Committee Report on HB 1424 was adopted and to table the motion to reconsider.

The motion to table prevailed.

SB 1012 ON SECOND READING
(Mr. Golman—House Sponsor)

Mr. Golman moved that all necessary rules be suspended to take up and consider at this time, SB 1012.

The motion prevailed.

VOTES RECORDED

Representatives Grant, Heatly, Head, Adams, Burgess, Bill Bass, Finnell, Nabers, John Hannah, Hendricks, Beckham, Ward, and Wieting requested to be recorded as voting Nay on the suspension of the rules to consider SB 1012.

The Speaker laid before the House on its second reading and passage to third reading,

SB 1012, Relating to the status of an area encompassed by the building structure of certain professional sports stadiums and by regional airports in certain counties.

The bill was read second time.

Mr. Boyle offered the following amendment to the bill:

Amend SB 1012 by striking all below the enacting clause and inserting in lieu thereof the following:

Section 1. Section 23, Article I, Texas Liquor Control Act, as amended (Article 666-23, Vernon's Texas Penal Code) is amended to read as follows:

"Art. 666-23. Dry and wet areas; definitions. Whenever the term 'dry area' is used in this Act, it shall mean and refer to all counties, justice precincts, incorporated cities or towns wherein the sale of alcoholic beverages had been prohibited by valid local option elections held under the laws of the state in force at the time of taking effect of Section 20, Article XVI, Constitution of Texas in the year 1919. It likewise shall mean and refer to any such areas where sale of such alcoholic beverages shall be prohibited under the terms of this Act.

"The term 'wet area' shall mean and refer to all other areas of the state.

"As to any particular type of alcoholic beverage, each county, justice precinct, incorporated city or town within this state shall be deemed to be a 'dry area' unless such political subdivision was a 'wet area' at the time Section 20 of Article XVI of the Constitution became effective and has not since said time changed its status, or unless the sale of that particular type of alcoholic beverage has been legalized by local option election in such political subdivision since said time: Provided, however, the com-

missioners court of any county of over 500,000 population according to the last federal census, may designate that the area actually encompassed by the building structure of a professional sports stadium, which is used wholly or partly for professional sporting events, having a seating capacity of 40,000 or more, and the land, not to exceed 125 acres, adjacent to such stadium used for the benefit of such stadium (regardless of ownership of such land) and where no registered voters reside, and/or the area actually encompassed by the building structure of a regional airport, shall be wet for purposes of the sale of mixed beverages, only, under this Act; provided, further that such commissioners court shall have authority to so declare only in counties where the sale of all alcoholic beverages has been legalized, either throughout the entire county or any portion of such county, and where a majority of the voters in the county in which such sports stadium or regional airport is located, at the general election on November 3, 1970, approved the Constitutional Amendment authorizing mixed beverage local option elections; and such order of the commissioners' court designating such area wet for the purposes of the sale of mixed beverages will authorize the issuance of a Mixed Beverage Permit.

"The term 'wet area' shall be construed as including in each particular instance only alcoholic beverages of a type or alcoholic beverage not exceeding in alcoholic content that which have been legalized by a valid local option election in the prescribed area, except as otherwise provided above.

"The trial courts of this state shall take judicial knowledge of the status of wet and dry areas as herein defined in any criminal prosecution.

"An allegation that any county or political subdivision as herein provided is a dry area as to any particular type of alcoholic beverage shall in law be deemed sufficient in any information, complaint, or indictment; provided however, that a different status of such area may be urged and proved as a defense."

Section 2. If any provision of this Act or the application thereof to any person or circumstances is held invalid, such invalidity shall not affect other provisions or applications of the Act which can be given effect without the invalid provision or application, and to this end the provisions of this Act are declared to be severable.

Section 3. The importance of this legislation and the crowded condition of the calendars in both Houses create an emergency and an imperative public necessity that the Constitutional Rule requiring bills to be read on three several days in each House be suspended, and the Rule is hereby suspended; and that this Act take effect and be in force from and after its passage, and it is so enacted.

The amendment was adopted.

VOTES RECORDED

Representatives Adams and Nabers requested to be recorded as voting Nay on the amendment by Mr. Boyle to SB 1012.

SB 1012, as amended, was passed to third reading by the following vote:

Yeas—93

Agnich	Farenthold	Lewis	Sanchez
Allen, Joe	Finck	Ligarde	Santiesteban
Allen, John	Finney	Lombardino	Schulle
Angly	Floyd	Longoria	Semos
Atwell	Foreman	McKissack	Shannon
Atwood	Gammage	Mengden	Silber
Bass, T.	Garcia	Moncrief	Simmons
Bigham	Golman	Moore, A.	Slack
Blanton	Hale	Moore, G.	Smith
Blythe	Harding	Moreno	Spurlock
Bowers	Harris	Murray	Swanson
Boyle	Hawn	Nelms	Tarbox
Braecklein	Hilliard	Neugent, D.	Traeger
Braun	Hubenak	Newton	Truan
Bynum	Hull	Nichols	Tupper
Clark	Johnson	Niland	Uher
Coats	Jones, D.	Ogg	Vale
Craddick	Jones, E.	Orr	Von Dohlen
Cruz	Jungmichel	Parker, W.	Williams
Davis, D.	Kaster	Pickens	Wolff
Doran	Kilpatrick	Poerner	Wyatt
Doyle	Kost	Reed	
Dramberger	Lee	Rodriguez	
Earthman	Lemmon	Salem	

Nays—46

Adams	Cole	Howard	Rosson
Allred	Daniel	Jones, G.	Salter
Baker	Davis, H.	Kubiak	Short
Bass, B.	Denton	Lovell	Slider
Beckham	Finnell	McAlister	Solomon
Burgess	Grant	Nabers	Stewart
Caldwell	Hanna, Joe	Nugent, J.	Ward
Calhoun	Hannah, John	Parker, C.	Wayne
Cates	Head	Patterson	Wieting
Cavness	Heatly	Poff	Williamson
Christian	Hendricks	Presnal	
Clayton	Holmes, T.	Price	

Present—Not Voting

Cobb Hawkins

Absent

Carrillo Haynes Ingram Moore, T.

Absent-Excused

Graves Holmes, Z. Sherman Stroud

Mr. Golman moved to reconsider the vote by which SB 1012 was passed to third reading and to table the motion to reconsider.

The motion to table prevailed.

On motion of Mr. Golman, and by unanimous consent, the caption of SB 1012 was ordered amended to conform with the body of the bill.

MESSAGE FROM THE SENATE

Austin, Texas, May 30, 1971

Honorable Gus Mutscher, Speaker of the House of Representatives

Sir: I am directed by the Senate to inform the House that the Senate has concurred in House Amendments to SB 584 by viva voce vote.

Respectfully,
CHARLES A. SCHNABEL
Secretary of the Senate

SB 993 ON SECOND READING (Mr. Boyle—House Sponsor)

Mr. Boyle moved that all necessary rules be suspended to take up and consider at this time, SB 993.

The motion prevailed without objection.

The Speaker laid before the House on its second reading and passage to third reading,

SB 993, A bill to be entitled An Act authorizing the sale or lease of property rights by the Board of Trustees of certain independent school districts in relation to existing or proposed independent school district improvements; providing conditions for such sale or lease and the construction of a combined occupancy structure; providing for taxation of non-independent school district portion of the combined occupancy structure; providing for the waiving of the requirement to take bids; providing that the independent school district may issue bonds for the independent school district portion of combined occupancy structure; providing for public notice before the authorization of any arrangement entered into under this Act; and declaring an emergency.

The bill was read second time and was passed to third reading.

SB 993 ON THIRD READING

Mr. Boyle moved that the constitutional rule requiring bills to be read on three several days be suspended and that SB 993 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—188

Adams	Allred	Baker	Bigham
Agnich	Angly	Bass, B.	Blanton
Allen, Joe	Atwell	Bass, T.	Blythe
Allen, John	Atwood	Beckham	Bowers

Boyle	Gammage	Lewis	Salem
Braecklein	Garcia	Ligarde	Sanchez
Braun	Golman	Lombardino	Santiesteban
Burgess	Grant	Longoria	Schulle
Bynum	Hale	Lovell	Semos
Caldwell	Hanna, Joe	McAlister	Shannon
Calhoun	Hannah, John	McKissack	Short
Carrillo	Harding	Moncrief	Silber
Cates	Harris	Moore, A.	Simmons
Cavness	Hawkins	Moore, G.	Slack
Christian	Hawn	Moore, T.	Slider
Clayton	Haynes	Moreno	Smith
Coats	Head	Murray	Solomon
Cobb	Heatly	Nabers	Spurlock
Cole	Hendricks	Nelms	Stewart
Craddick	Hilliard	Neugent, D.	Swanson
Cruz	Holmes, T.	Newton	Tarbox
Daniel	Howard	Nichols	Traeger
Davis, D.	Hubenak	Niland	Truan
Davis, H.	Hull	Ogg	Tupper
Denton	Ingram	Orr	Uher
Doran	Johnson	Parker, C.	Vale
Doyle	Jones, D.	Parker, W.	Von Dohlen
Dramberger	Jones, E.	Pickens	Ward
Earthman	Jungmichel	Poerner	Wayne
Farenthold	Kaster	Poff	Wieting
Finck	Kilpatrick	Presnal	Williams
Finnell	Kost	Price	Williamson
Finney	Kubiak	Reed	Wolff
Floyd	Lee	Rosson	Wyatt
Foreman	Lemmon		

Nays—2

Nugent, J. Rodriguez

Absent

Clark Mengden Patterson Salter
Jones, G.

Absent-Excused

Graves Holmes, Z. Sherman Stroud

The Speaker then laid SB 993 before the House on third reading and final passage.

The bill was read third time and was passed.

Mr. Boyle moved to reconsider the vote by which SB 993 was passed and to table the motion to reconsider.

The motion to table prevailed.

SB 1028 ON SECOND READING

(Mr. Heatly—House Sponsor)

Mr. Heatly moved that all necessary rules be suspended to take up and consider at this time, SB 1028.

The motion prevailed.

The Speaker laid before the House on its second reading and passage to third reading,

SB 1028, A bill to be entitled An Act relating to the establishment, operation, and maintenance of a medical school under contract with the United States Government; and declaring an emergency.

The bill was read second time and was passed to third reading.

SB 1028 ON THIRD READING

Mr. Heatly moved that the constitutional rule requiring bills to be read on three several days be suspended and that SB 1028 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—136

Adams	Cruz	Holmes, T.	Neugent, D.
Agnich	Daniel	Howard	Newton
Allen, Joe	Davis, D.	Hubenak	Nichols
Allen, John	Davis, H.	Hull	Niland
Allred	Denton	Ingram	Ogg
Angly	Doran	Johnson	Orr
Atwood	Doyle	Jones, D.	Parker, C.
Baker	Dramberger	Jones, E.	Parker, W.
Bass, B.	Earthman	Jones, G.	Patterson
Bass, T.	Farenthold	Jungmichel	Poerner
Beckham	Finck	Kaster	Poff
Bigham	Finnell	Kilpatrick	Presnal
Blanton	Finney	Kost	Price
Blythe	Foreman	Kubiak	Reed
Bowers	Gammage	Lee	Rodriguez
Boyle	Garcia	Lemmon	Rosson
Braecklein	Golman	Lewis	Salem
Braun	Grant	Ligarde	Salter
Burgess	Hale	Lombardino	Sanchez
Bynum	Hanna, Joe	Longoria	Santiesteban
Caldwell	Hannah, John	Lovell	Schulle
Calhoun	Harding	McAlister	Semos
Carrillo	Harris	Moncrief	Shannon
Cates	Hawkins	Moore, A.	Short
Cavness	Hawn	Moore, G.	Silber
Christian	Haynes	Moore, T.	Simmons
Clayton	Head	Moreno	Slack
Coats	Heatly	Murray	Slider
Cobb	Hendricks	Nabers	Smith
Craddick	Hilliard	Nelms	Solomon

Spurlock	Traeger	Vale	Williams
Stewart	Truan	Von Dohlen	Williamson
Swanson	Tupper	Ward	Wolff
Tarbox	Uher	Wieting	Wyatt

Nays—3

Floyd Mengden Nugent, J.

Present—Not Voting

Cole

Absent

Atwell	McKissack	Pickens	Wayne
Clark			

Absent-Excused

Graves	Holmes, Z.	Sherman	Stroud
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The Speaker then laid SB 1028 before the House on third reading and final passage.

The bill was read third time and was passed.

Mr. Heatly moved to reconsider the vote by which SB 1028 was passed and to table the motion to reconsider.

The motion to table prevailed.

SB 1021 ON SECOND READING
(Mr. Heatly—House Sponsor)

Mr. Heatly moved that all necessary rules be suspended to take up and consider at this time, SB 1021.

The motion prevailed.

The Speaker laid before the House on its second reading and passage to third reading,

SB 1021, Regulating operation of state-owned museums on certain college or university campuses.

The bill was read second time.

Mr. Heatly offered the following amendment to the bill:

Amend SB 1021 by striking Section No. 2 and renumbering the remaining sections accordingly.

The amendment was adopted.

SB 1021, as amended, was passed to third reading.

SB 1021 ON THIRD READING

Mr. Heatly moved that the constitutional rule requiring bills to be read on three several days be suspended and that SB 1021 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—131

Adams	Davis, H.	Kaster	Presnal
Allen, Joe	Denton	Kilpatrick	Price
Allen, John	Doyle	Kost	Rodriguez
Allred	Dramberger	Kubiak	Rosson
Angly	Finck	Lee	Salem
Atwell	Finnell	Lemmon	Salter
Atwood	Finney	Lewis	Sanchez
Baker	Foreman	Ligarde	Santiesteban
Bass, B.	Gammage	Lombardino	Schulle
Bass, T.	Garcia	Longoria	Semos
Beckham	Golman	Lovell	Shannon
Bigham	Grant	McAlister	Short
Blanton	Hale	McKissack	Silber
Bowers	Hanna, Joe	Moncrief	Slack
Boyle	Hannah, John	Moore, A.	Slider
Braecklein	Harding	Moore, G.	Smith
Braun	Harris	Moore, T.	Solomon
Burgess	Hawkins	Moreno	Spurlock
Bynum	Hawn	Murray	Stewart
Caldwell	Haynes	Nabers	Swanson
Calhoun	Head	Nelms	Tarbox
Carrillo	Heatly	Neugent, D.	Traeger
Cavness	Hendricks	Newton	Tupper
Christian	Hilliard	Nichols	Uher
Clark	Holmes, T.	Niland	Von Dohlen
Clayton	Howard	Ogg	Ward
Coats	Hubenak	Orr	Wayne
Cobb	Hull	Parker, C.	Wieting
Cole	Ingram	Parker, W.	Williams
Craddick	Johnson	Patterson	Williamson
Cruz	Jones, D.	Pickens	Wolff
Daniel	Jones, G.	Poerner	Wyatt
Davis, D.	Jungmichel	Poff	

Nays—13

Agnich	Farenthold	Mengden	Simmons
Blythe	Floyd	Nugent, J.	Truan
Doran	Jones, E.	Reed	Vale
Earthman			

Absent

Cates

Absent-Excused

Graves	Holmes, Z.	Sherman	Stroud
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The Speaker then laid SB 1021 before the House on third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—136

Adams	Doran	Kilpatrick	Presnal
Allen, Joe	Doyle	Kost	Price
Allen, John	Dramberger	Kubiak	Rodriguez
Allred	Finck	Lee	Rosson
Angly	Finnell	Lemmon	Salem
Atwell	Finney	Lewis	Salter
Atwood	Floyd	Ligarde	Sanchez
Baker	Foreman	Lombardino	Santiesteban
Bass, B.	Gammage	Longoria	Schulle
Bass, T.	Garcia	Lovell	Semos
Beckham	Golman	McAlister	Shannon
Bigham	Grant	McKissack	Short
Blanton	Hale	Mengden	Simmons
Bowers	Hanna, Joe	Moncrief	Slack
Boyle	Hannah, John	Moore, A.	Slider
Braecklein	Harding	Moore, G.	Smith
Braun	Harris	Moore, T.	Solomon
Burgess	Hawkins	Moreno	Spurlock
Bynum	Hawn	Murray	Stewart
Caldwell	Haynes	Nabers	Swanson
Calhoun	Head	Nelms	Tarbox
Carrillo	Heatly	Neugent, D.	Traeger
Cates	Hendricks	Newton	Truan
Cavness	Hilliard	Nichols	Tupper
Christian	Holmes, T.	Niland	Uher
Clark	Howard	Nugent, J.	Vale
Clayton	Hubenak	Ogg	Von Dohlen
Coats	Hull	Orr	Ward
Cobb	Ingram	Parker, C.	Wayne
Cole	Johnson	Parker, W.	Wieting
Daniel	Jones, D.	Patterson	Williams
Davis, D.	Jones, G.	Pickens	Williamson
Davis, H.	Jungmichel	Poerner	Wolff
Denton	Kaster	Poff	Wyatt

Nays—7

Agnich	Craddick	Farenthold	Silber
Blythe	Earthman	Jones, E.	

Absent

Cruz	Reed
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Absent-Excused

Graves	Holmes, Z.	Sherman	Stroud
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Mr. Heatly moved to reconsider the vote by which SB 1021 was passed and to table the motion to reconsider.

The motion to table prevailed.

SB 908 ON SECOND READING

(Mr. Slider—House Sponsor)

Mr. Slider moved that all necessary rules be suspended to take up and consider at this time, SB 908.

The motion prevailed.

The Speaker laid before the House on its second reading and passage to third reading,

SB 908, A bill to be entitled An Act relating to the granting of tuition scholarship to nursing students at certain state-supported institutions of higher education; and declaring an emergency.

The bill was read second time and was passed to third reading.

SB 908 ON THIRD READING

Mr. Slider moved that the constitutional rule requiring bills to be read on three several days be suspended and that SB 908 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—127

Agnich	Davis, D.	Jungmichel	Price
Allen, Joe	Davis, H.	Kaster	Reed
Allen, John	Denton	Kilpatrick	Rodriguez
Allred	Dramberger	Kost	Rosson
Angly	Earthman	Kubiak	Salem
Atwell	Farenthold	Lee	Salter
Atwood	Finck	Lemmon	Sanchez
Baker	Finnell	Lewis	Santiesteban
Bass, B.	Finney	Ligarde	Schulle
Bass, T.	Foreman	Lombardino	Semos
Beckham	Gammage	Longoria	Shannon
Bigham	Garcia	Lovell	Short
Blanton	Golman	McAlister	Silber
Blythe	Grant	McKissack	Simmons
Bowers	Hale	Moncrief	Slider
Boyle	Hanna, Joe	Moore, A.	Smith
Braecklein	Harding	Moore, T.	Solomon
Braun	Harris	Moreno	Spurlock
Burgess	Hawkins	Murray	Stewart
Bynum	Hawn	Nabers	Swanson
Caldwell	Haynes	Nelms	Tarbox
Calhoun	Head	Neugent, D.	Traeger
Carrillo	Heatly	Nichols	Tupper
Cates	Hendricks	Niland	Von Dohlen
Cavness	Hilliard	Ogg	Ward
Christian	Holmes, T.	Orr	Wayne
Clark	Howard	Parker, C.	Wieting
Clayton	Hubenak	Parker, W.	Williams
Coats	Ingram	Patterson	Williamson
Cobb	Johnson	Pickens	Wolff
Cole	Jones, D.	Poff	Wyatt
Craddick	Jones, G.	Presnal	

Nays—13

Adams	Hannah, John	Newton	Truan
Daniel	Jones, E.	Nugent, J.	Uher
Doran	Mengden	Poerner	Vale
Floyd			

Absent

Cruz	Hull	Moore, G.	Slack
Doyle			

Absent-Excused

Graves	Holmes, Z.	Sherman	Stroud
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The Speaker then laid SB 908 before the House on third reading and final passage.

The bill was read third time and was passed.

Mr. Slider moved to reconsider the vote by which SB 908 was passed and to table the motion to reconsider.

The motion to table prevailed.

SB 473 ON SECOND READING
(Mr. Grant Jones—House Sponsor)

Mr. Grant Jones moved that all necessary rules be suspended to take up and consider at this time, SB 473.

The motion prevailed.

The Speaker laid before the House on its second reading and passage to third reading,

SB 473, A bill to be entitled An Act amending Sections 1.03(10), 3.06, 6.18, 7.03 and 8.10 of Chapter 113, Acts of the 58th Legislature, 1963, the Texas Savings and Loan Act (Article 852a, Vernon's Texas Civil Statutes); and declaring an emergency.

The bill was read second time.

Mr. Grant Jones offered the following amendment to the bill:

Amend SB 473, Second Printing, page 2 by striking all of sections 3 and 4 and renumbering the subsequent sections accordingly, and amend the caption to comply with the body of the bill.

The amendment was adopted.

SB 473, as amended, was passed to third reading.

SB 473 ON THIRD READING

Mr. Grant Jones moved that the constitutional rule requiring bills to be read on three several days be suspended and that SB 473 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—134

Adams	Davis, D.	Kost	Reed
Agnich	Davis, H.	Kubiak	Rodriguez
Allen, Joe	Denton	Lee	Rosson
Allen, John	Doyle	Lemmon	Salem
Allred	Dramberger	Lewis	Salter
Angly	Earthman	Ligarde	Sanchez
Atwell	Farenthold	Lombardino	Santiesteban
Atwood	Finck	Longoria	Schulle
Baker	Finnell	Lovell	Semos
Bass, B.	Finney	McAlister	Shannon
Bass, T.	Foreman	McKissack	Short
Beckham	Gammage	Mengden	Silber
Bigham	Garcia	Moncrief	Simmons
Blanton	Golman	Moore, A.	Slider
Blythe	Grant	Moore, G.	Smith
Bowers	Hannah, John	Moore, T.	Solomon
Boyle	Harding	Moreno	Spurlock
Braecklein	Harris	Murray	Stewart
Braun	Hawkins	Nabers	Swanson
Burgess	Hawn	Nelms	Tarbox
Bynum	Haynes	Neugent, D.	Traeger
Caldwell	Heatly	Newton	Truan
Calhoun	Hendricks	Nichols	Tupper
Carrillo	Hilliard	Niland	Uher
Cates	Holmes, T.	Ogg	Von Dohlen
Cavness	Howard	Orr	Ward
Christian	Hubenak	Parker, C.	Wayne
Clark	Ingram	Parker, W.	Wieting
Clayton	Johnson	Patterson	Williams
Coats	Jones, D.	Pickens	Williamson
Cobb	Jones, G.	Poerner	Wolff
Cole	Jungmichel	Poff	Wyatt
Craddick	Kaster	Presnal	
Daniel	Kilpatrick	Price	

Nays—6

Doran	Head	Nugent, J.	Vale
Floyd	Jones, E.		

Present—Not Voting

Hanna, Joe

Absent

Cruz	Hale	Hull	Slack
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Absent-Excused

Graves	Holmes, Z.	Sherman	Stroud
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The Speaker then laid SB 473 before the House on third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—185

Adams	Davis, D.	Kaster	Poff
Agnich	Davis, H.	Kilpatrick	Presnal
Allen, Joe	Denton	Kost	Price
Allen, John	Doran	Kubiak	Reed
Allred	Doyle	Lee	Rodriguez
Angly	Dramberger	Lemmon	Rosson
Atwell	Earthman	Lewis	Salem
Atwood	Farenthold	Ligarde	Salter
Baker	Finck	Lombardino	Sanchez
Bass, B.	Finneil	Longoria	Santiesteban
Bass, T.	Finney	Lovell	Schulle
Beckham	Floyd	McAlister	Semos
Bigham	Foreman	McKissack	Shannon
Blanton	Gammage	Mengden	Short
Blythe	Garcia	Moncrief	Silber
Bowers	Golman	Moore, A.	Simmons
Boyle	Grant	Moore, G.	Slider
Braecklein	Hale	Moore, T.	Smith
Braun	Hannah, John	Moreno	Spurlock
Burgess	Harding	Murray	Stewart
Bynum	Harris	Nabers	Swanson
Caldwell	Hawkins	Nelms	Tarbox
Calhoun	Hawn	Neugent, D.	Traeger
Cates	Heatly	Newton	Truan
Cavness	Hendricks	Nichols	Tupper
Christian	Hilliard	Niland	Uher
Clark	Holmes, T.	Nugent, J.	Ward
Clayton	Howard	Ogg	Wayne
Coats	Hubenak	Orr	Wieting
Cobb	Ingram	Parker, C.	Williams
Cole	Jones, D.	Parker, W.	Williamson
Craddick	Jones, E.	Patterson	Wolff
Cruz	Jones, G.	Pickens	Wyatt
Daniel	Jungmichel	Poerner	

Nays—2

Head **Vale**

Present—Not Voting

Hanna, Joe

Absent

Carrillo	Hull	Slack	Von Dohlen
Haynes	Johnson	Solomon	

Absent-Excused

Graves	Holmes, Z.	Sherman	Stroud
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Mr. Foreman moved to reconsider the vote by which SB 473 was passed and to table the motion to reconsider.

The motion to table prevailed.

SB 990 ON SECOND READING
(Mr. Silber—House Sponsor)

Mr. Silber moved that all necessary rules be suspended to take up and consider at this time, SB 990.

The motion prevailed.

The Speaker laid before the House on its second reading and passage to third reading,

SB 990, A bill to be entitled An Act authorizing the Central Education Agency to recognize as "classroom teachers" for utilization of classroom teacher allotment purposes of the Foundation Program Act, teacher certificated personnel employed or assigned by school districts in administration involving pupil attendance and/or registrar responsibilities; and declaring an emergency.

The bill was read second time and was passed to third reading.

SB 990 ON THIRD READING

Mr. Silber moved that the constitutional rule requiring bills to be read on three several days be suspended and that SB 990 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—134

Adams	Calhoun	Gammage	Jungmichel
Agnich	Cates	Garcia	Kaster
Allen, Joe	Cavness	Golman	Kilpatrick
Allen, John	Christian	Grant	Kost
Allred	Clark	Hale	Kubiak
Angly	Clayton	Hanna, Joe	Lee
Atwell	Coats	Hannah, John	Lemmon
Atwood	Cobb	Harding	Lewis
Baker	Cole	Harris	Ligarde
Bass, B.	Craddick	Hawn	Lombardino
Bass, T.	Cruz	Head	Longoria
Beckham	Daniel	Heatly	Lovell
Bigham	Davis, D.	Hendricks	McAlister
Blanton	Davis, H.	Hilliard	McKissack
Blythe	Denton	Holmes, T.	Moncrief
Bowers	Doyle	Howard	Moore, A.
Boyle	Dramberger	Hubenak	Moore, G.
Braecklein	Farenthold	Hull	Moore, T.
Braun	Finck	Ingram	Moreno
Burgess	Finnell	Johnson	Murray
Bynum	Finney	Jones, D.	Nabers
Caldwell	Foreman	Jones, G.	Nelms

Neugent, D.	Presnal	Short	Truan
Newton	Price	Silber	Tupper
Nichols	Reed	Simmons	Uher
Niland	Rodriguez	Slack	Von Dohlen
Ogg	Rosson	Slider	Ward
Orr	Salem	Smith	Wayne
Parker, C.	Salter	Solomon	Wieting
Parker, W.	Sanchez	Spurlock	Williams
Patterson	Santiesteban	Stewart	Wolff
Pickens	Schulle	Swanson	Wyatt
Poerner	Semos	Tarbox	
Poff	Shannon	Traeger	

Nays—7

Doran	Floyd	Mengden	Vale
Earthman	Jones, E.	Nugent, J.	

Absent

Carrillo	Hawkins	Haynes	Williamson
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Absent-Excused

Graves	Holmes, Z.	Sherman	Stroud
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The Speaker then laid SB 990 before the House on third reading and final passage.

The bill was read third time and was passed.

Mr. Silber moved to reconsider the vote by which SB 990 was passed and to table the motion to reconsider.

The motion to table prevailed.

COMMITTEE MEETING

Mr. Hale asked unanimous consent of the House that the Committee on Judiciary be permitted to meet at this time.

There was no objection offered.

SB 1032 ON SECOND READING
(Mr. Walt Parker—House Sponsor)

Mr. Walt Parker moved that all necessary rules be suspended to take up and consider at this time, SB 1032.

The motion prevailed.

The Speaker laid before the House on its second reading and passage to third reading,

SB 1032, Providing for the issuance of certificates of indebtedness by a city for certain projects.

The bill was read second time and was passed to third reading.

SB 1032 ON THIRD READING

Mr. Walt Parker moved that the constitutional rule requiring bills to be read on three several days be suspended and that SB 1032 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—134

Adams	Denton	Kaster	Price
Agnich	Doyle	Kilpatrick	Reed
Allen, Joe	Dramberger	Kost	Rodriguez
Allen, John	Earthman	Kubiak	Rosson
Allred	Farenthold	Lee	Salem
Angly	Finck	Lemmon	Salter
Atwell	Finnell	Lewis	Sanchez
Baker	Finney	Ligarde	Santiesteban
Bass, T.	Foreman	Lombardino	Schulle
Beckham	Gammage	Longoria	Semos
Bigham	Garcia	Lovell	Shannon
Blanton	Golman	McAlister	Short
Blythe	Grant	McKissack	Silber
Bowers	Hale	Moncrief	Simmons
Boyle	Hanna, Joe	Moore, A.	Slack
Braecklein	Hannah, John	Moore, G.	Slider
Braun	Harding	Moore, T.	Smith
Burgess	Harris	Moreno	Solomon
Bynum	Hawkins	Murray	Spurlock
Caldwell	Hawn	Nabers	Stewart
Calhoun	Haynes	Nelms	Swanson
Carrillo	Head	Neugent, D.	Tarbox
Cates	Heatly	Newton	Traeger
Cavness	Hendricks	Nichols	Tupper
Christian	Hilliard	Niland	Uher
Clark	Holmes, T.	Orr	Von Dohlen
Clayton	Howard	Parker, C.	Ward
Coats	Hubenak	Parker, W.	Wayne
Cobb	Hull	Patterson	Wieting
Cole	Ingram	Pickens	Williams
Craddick	Jones, D.	Poerner	Williamson
Daniel	Jones, E.	Poff	Wolff
Davis, D.	Jones, G.	Presnal	Wyatt
Davis, H.	Jungmichel		

Nays—5

Doran	Mengden	Nugent, J.	Vale
Floyd			

Absent

Atwood	Cruz	Ogg	Truan
Bass, B.	Johnson		

Absent-Excused

Graves	Holmes, Z.	Sherman	Stroud
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The Speaker then laid SB 1032 before the House on third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—143

Adams	Davis, H.	Jones, G.	Presnal
Agnich	Denton	Jungmichel	Price
Allen, Joe	Doran	Kaster	Reed
Allen, John	Doyle	Kilpatrick	Rodriguez
Allred	Dramberger	Kost	Rosson
Angly	Earthman	Kubiak	Salem
Atwell	Farenthold	Lee	Salter
Atwood	Finck	Lemmon	Sanchez
Baker	Finnell	Lewis	Santiesteban
Bass, B.	Finney	Ligarde	Schulle
Bass, T.	Floyd	Lombardino	Semos
Beckham	Foreman	Longoria	Shannon
Bigham	Gammage	Lovell	Short
Blanton	Garcia	McAlister	Silber
Blythe	Golman	McKissack	Simmons
Bowers	Grant	Moncrief	Slack
Boyle	Hale	Moore, A.	Slider
Braecklein	Hanna, Joe	Moore, G.	Smith
Braun	Hannah, John	Moore, T.	Solomon
Burgess	Harding	Moreno	Spurlock
Bynum	Harris	Murray	Stewart
Caldwell	Hawkins	Nabers	Swanson
Calhoun	Hawn	Nelms	Tarbox
Carrillo	Haynes	Neugent, D.	Traeger
Cates	Head	Newton	Truan
Cavness	Heatly	Nichols	Tupper
Christian	Hendricks	Niland	Uher
Clark	Hilliard	Nugent, J.	Von Dohlen
Clayton	Holmes, T.	Ogg	Ward
Coats	Howard	Orr	Wayne
Cobb	Hubenak	Parker, C.	Wieting
Cole	Hull	Parker, W.	Williams
Craddick	Ingram	Patterson	Williamson
Cruz	Johnson	Pickens	Wolff
Daniel	Jones, D.	Poerner	Wyatt
Davis, D.	Jones, E.	Poff	

Nays—2

Mengden Vale

Absent-Excused

Graves Holmes, Z. Sherman Stroud

Mr. Walt Parker moved to reconsider the vote by which SB 1032 was passed and to table the motion to reconsider.

The motion to table prevailed.

SB 1020 ON SECOND READING
(Mr. Lovell—House Sponsor)

Mr. Lovell moved that all necessary rules be suspended to take up and consider at this time, SB 1020.

The motion prevailed.

The Speaker laid before the House on its second reading and passage to third reading,

SB 1020, Creating the Walker County Hospital District.

The bill was read second time.

Mr. Lovell offered the following amendments to the bill:

Amend SB 1020 by deleting the first two sentences of Section 2 and substituting therefor the following:

"The district hereby authorized to be created shall provide for the establishment of a hospital or hospital system within its boundaries to furnish hospital care to persons residing in said district by the purchase, construction, acquisition, repair or renovation of buildings and improvements and the equipping of same and the administration thereof for hospital purposes. Such district shall assume the full responsibility for providing hospital care for its needy inhabitants."

Amend SB 1020 by deleting the second sentence of Section 4 (d) and substituting therefor the following:

"(d) The hospital system may include domiciliary hospital care of the sick, wounded and injured, outpatient clinic or clinics, dispensaries, geriatric domiciliary care, convalescent home facilities, necessary nurses, domiciliaries and training centers, blood banks, community health centers and research centers or laboratories, and other facilities deemed necessary for hospital care by the board."

Amend SB 1020 by deleting the 9th sentence of Section 4, subsection (c) and substituting therefor the following:

"Such board shall be authorized to contract with any county or incorporated municipality located outside its boundaries for the hospitalization of the sick, diseased or injured persons of any such county or municipality, and shall have the authority to contract with the State of Texas or agencies of the federal government for the hospitalization of sick, diseased or injured persons."

The amendments were severally adopted without objection.

SB 1020, as amended, was passed to third reading.

SB 1020 ON THIRD READING

Mr. Lovell moved that the constitutional rule requiring bills to be read on three several days be suspended and that SB 1020 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—182

Adams	Davis, D.	Jungmichel	Presnal
Allen, Joe	Denton	Kaster	Price
Allen, John	Doyle	Kilpatrick	Reed
Allred	Dramberger	Kost	Rodriguez
Angly	Earthman	Kubiak	Rosson
Atwell	Farenthold	Lemmon	Salem
Atwood	Finck	Lewis	Salter
Baker	Finnell	Ligarde	Sanchez
Bass, B.	Finney	Lombardino	Santiesteban
Bass, T.	Foreman	Longoria	Schulle
Beckham	Gammage	Lovell	Semos
Bigham	Garcia	McAlister	Shannon
Blanton	Golman	McKissack	Short
Blythe	Grant	Moncrief	Silber
Boyle	Hale	Moore, A.	Simmons
Braecklein	Hanna, Joe	Moore, G.	Slack
Braun	Hannah, John	Moore, T.	Slider
Burgess	Harding	Moreno	Smith
Bynum	Harris	Murray	Solomon
Caldwell	Hawn	Nabers	Spurlock
Calhoun	Haynes	Nelms	Stewart
Carrillo	Head	Neugent, D.	Swanson
Cates	Heatly	Newton	Traeger
Cavness	Hendricks	Nichols	Truan
Christian	Hilliard	Niland	Tupper
Clark	Holmes, T.	Ogg	Uher
Clayton	Howard	Orr	Ward
Coats	Hubenak	Parker, C.	Wayne
Cobb	Hull	Parker, W.	Wieting
Cole	Ingram	Patterson	Williams
Craddick	Johnson	Pickens	Williamson
Cruz	Jones, D.	Poerner	Wolff
Daniel	Jones, E.	Poff	Wyatt

Nays—6

Bowers	Lee	Nugent, J.	Vale
Floyd	Mengden		

Absent

Agnich	Doran	Jones, G.	Von Dohlen
Davis, H.	Hawkins	Tarbox	

Absent-Excused

Graves	Holmes, Z.	Sherman	Stroud
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The Speaker then laid SB 1020 before the House on third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—138

Adams	Doyle	Kilpatrick	Price
Agnich	Dramberger	Kost	Reed
Allen, John	Earthman	Kubiak	Rosson
Allred	Farenthold	Lee	Salem
Angly	Finck	Lemmon	Salter
Atwell	Finnell	Lewis	Sanchez
Atwood	Finney	Ligarde	Santiesteban
Baker	Floyd	Lombardino	Schulle
Bass, B.	Foreman	Longoria	Semos
Bass, T.	Garcia	Lovell	Shannon
Beckham	Golman	McAlister	Short
Bigham	Grant	McKissack	Silber
Blanton	Hale	Moncrief	Simmons
Blythe	Hanna, Joe	Moore, A.	Slack
Bowers	Hannah, John	Moore, G.	Slider
Boyle	Harding	Moore, T.	Smith
Braecklein	Harris	Moreno	Solomon
Braun	Hawkins	Murray	Spurlock
Burgess	Hawn	Nabers	Stewart
Bynum	Haynes	Nelms	Swanson
Caldwell	Head	Neugent, D.	Tarbox
Calhoun	Heatly	Newton	Traeger
Carrillo	Hendricks	Nichols	Truan
Cates	Hilliard	Niland	Tupper
Cavness	Holmes, T.	Nugent, J.	Uher
Christian	Howard	Ogg	Vale
Clark	Hubenak	Orr	Von Dohlen
Clayton	Hull	Parker, C.	Ward
Coats	Ingram	Parker, W.	Wayne
Cobb	Johnson	Patterson	Wieting
Cole	Jones, D.	Pickens	Williams
Craddick	Jones, E.	Poerner	Williamson
Cruz	Jones, G.	Poff	Wolff
Daniel	Jungmichel	Presnal	Wyatt
Davis, D.	Kaster		

Nays—1

Mengden

Absent

Allen, Joe	Denton	Gammage	Rodriguez
Davis, H.	Doran		

Absent-Excused

Graves	Holmes, Z.	Sherman	Stroud
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Mr. Lovell moved to reconsider the vote by which SB 1020 was passed and to table the motion to reconsider.

The motion to table prevailed.

On motion of Mr. Lovell, and by unanimous consent, the caption of SB 1020 was ordered amended to conform with the body of the bill.

MOTION TO PLACE
SB 20 ON SECOND READING
(Mr. Hale—House Sponsor)

Mr. Hale moved that all necessary rules be suspended to take up and consider at this time, SB 20.

(Mr. Shannon in the Chair)

The motion was lost by the following vote (not receiving the necessary two-thirds vote):

Yeas—70

Adams	Doyle	Kaster	Rodriguez
Allen, Joe	Earthman	Kubiak	Salem
Allred	Farenthold	Ligarde	Santiesteban
Bass, B.	Finck	Lombardino	Schulle
Bass, T.	Finnell	Longoria	Semos
Beckham	Foreman	Lovell	Silber
Boyle	Gammage	McAlister	Simmons
Braecklein	Garcia	Moore, T.	Smith
Braun	Grant	Moreno	Stewart
Bynum	Hale	Nelms	Truan
Caldwell	Hannah, John	Neugent, D.	Tupper
Calhoun	Harris	Newton	Vale
Clark	Hawkins	Nichols	Von Dohlen
Coats	Head	Ogg	Williams
Cole	Hendricks	Parker, C.	Wolff
Cruz	Hubenak	Pickens	Wyatt
Daniel	Johnson	Poff	
Denton	Jones, D.	Reed	

Nays—67

Agnich	Doran	Lee	Rosson
Allen, John	Dramberger	Lemmon	Salter
Angly	Finney	Lewis	Sanchez
Atwell	Floyd	McKissack	Short
Atwood	Golman	Mengden	Slack
Baker	Hanna, Joe	Moncrief	Slider
Blanton	Harding	Moore, A.	Solomon
Blythe	Hawn	Moore, G.	Spurlock
Bowers	Haynes	Murray	Swanson
Burgess	Heatly	Nabers	Tarbox
Carrillo	Hilliard	Niland	Traeger
Christian	Howard	Nugent, J.	Uher
Clayton	Hull	Orr	Ward
Cobb	Jones, G.	Parker, W.	Wayne
Craddick	Jungmichel	Patterson	Wieting
Davis, D.	Kilpatrick	Poerner	Williamson
Davis, H.	Kost	Price	

In The Chair

Shannon

Present—Not Voting

Cates Cavness Holmes, T.

Absent

Bigham Ingram Jones, E. Presnal

Absent-Excused

Graves Holmes, Z. Sherman Stroud

REASON FOR VOTE

I recorded Present—Not Voting on SB 20 because Mrs. Cates is a teacher and thereby this is a conflict of interest in accordance with the Texas Constitution.

Signed: Representative Cates

(Speaker in the Chair)

SB 194 ON SECOND READING
(Mr. Wayne—House Sponsor)

Mr. Wayne moved that all necessary rules be suspended to take up and consider at this time, SB 194.

The motion prevailed.

The Speaker laid before the House on its second reading and passage to third reading,

SB 194, A bill to be entitled An Act reenacting and amending Sections 1, 3, 4, 7, 12, 18, 19, 21, 22, 24(b), 25(c) and 28 and adding new Sections 21A and 25A of Chapter 173, Acts of the 47th Legislature, Regular Session, 1941, as amended (compiled as Article 6687b, Vernon's Texas Civil Statutes); providing definitions for the terms "hazardous traffic law violations," "cancellation of driver's license," "license authorized to operate a motor vehicle," "suspension of driver's license" and "conviction"; providing for extension of driver licenses of persons in the armed forces; providing that negligent or willful misconduct of minors under eighteen (18) years of age shall be imputed to person signing their application; authorizing the department to establish a procedure to determine the brake horsepower of motorcycle for driver license purposes and establishing a fee for such application; providing that all peace officers may stop and detain any motorcycle to determine if the motorcycle, motorscooter or motorized bicycle is of a model and make certified by the department; establishing the expiration date for all driver licenses; establishing the fees for driver licenses; establishing the fees for certain information furnished to individuals by the department; providing that One Dollar (\$1.00) of license fee be placed in Department of Public Safety Building Fund; limiting liability for information and reports of Medical Advisory Board and its members; etc.; and declaring an emergency.

The bill was read second time.

(Mr. Shannon in the Chair)

Mr. Doyle offered the following committee amendments to the bill:

Committee Amendment No. 1

Amend SB 194 by deleting Section 1 and renumbering remaining sections.

Committee Amendment No. 2

Amend SB 194 by deleting (c) and (d) in "Sec. 7" of Sec. 4.

Committee Amendment No. 3

Amend SB 194 by changing the period at the end of (e) of Sec. 8 to a comma and adding the following language:

"provided, however that if requests for such information be prepared and presented by a single person at any one time in the quantities hereinafter specified and upon data processing request forms acceptable to the department, such information may be provided upon payment of the following fees for each individual request:

"If fifty (50) to two hundred forty-nine (249) at a time, a fee of Seventy-five Cents (75¢) each; and, if two hundred fifty (250) or more at a time, a fee of Fifty Cents (50¢) each."

The committee amendments were severally adopted without objection.

Mr. Doyle offered the following committee amendment to the bill:

Committee Amendment No. 4

Amend SB 194 by changing the period at the end of (f) of Sec. 8 to a comma and adding the following language:

"provided, however, that if requests for such information be prepared in quantities of one hundred (100) or more from a single person at any one time and upon data processing request forms acceptable to the department, such information may be provided upon payment of a One Dollar (\$1.00) fee for each individual request."

The committee amendment was adopted.

VOTES RECORDED

Mr. Cayness requested to be recorded as voting Nay on the adoption of Committee Amendment No. 3 and Committee Amendment No. 4 to SB 194.

Mr. Doyle offered the following committee amendments to the bill:

Committee Amendment No. 5

Amend SB 194 by deleting Sec. 10 and renumbering the remaining sections.

Committee Amendment No. 6

Amend SB 194 by deleting Sections 11 and 12 and renumbering the remaining sections.

The committee amendments were severally adopted without objection.

SB 194, as amended, was passed to third reading.

On motion of Mr. Wayne, and by unanimous consent, the caption of SB 194 was ordered amended to conform with the body of the bill.

SB 194 ON THIRD READING

Mr. Wayne moved that the constitutional rule requiring bills to be read on three several days be suspended and that SB 194 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—115

Adams	Davis, H.	Jones, G.	Price
Allen, Joe	Denton	Jungmichel	Rodriguez
Allen, John	Doyle	Kaster	Rosson
Angly	Dramberger	Kilpatrick	Salem
Atwell	Earthman	Kost	Sanchez
Atwood	Farenthold	Lewis	Schulle
Baker	Finck	Ligarde	Semos
Bass, B.	Finney	Lombardino	Short
Bass, T.	Foreman	Longoria	Silber
Beckham	Gammage	Lovell	Simmons
Blanton	Golman	McAlister	Slack
Boyle	Grant	McKissack	Slider
Braun	Hale	Moncrief	Smith
Burgess	Hanna, Joe	Moore, A.	Solomon
Bynum	Hannah, John	Moore, G.	Spurlock
Caldwell	Harris	Moreno	Stewart
Calhoun	Hawkins	Murray	Swanson
Carrillo	Hawn	Nabers	Tarbox
Cates	Haynes	Nelms	Traeger
Cavness	Head	Neugent, D.	Truan
Christian	Heatly	Newton	Tupper
Clayton	Hendricks	Nichols	Uher
Coats	Hilliard	Niland	Ward
Cobb	Howard	Parker, C.	Wayne
Cole	Hubenak	Parker, W.	Wieting
Craddick	Hull	Pickens	Williams
Cruz	Ingram	Poerner	Wolff
Daniel	Johnson	Poff	Wyatt
Davis, D.	Jones, D.	Presnal	

Nays—25

Agnich	Blythe	Clark	Floyd
Allred	Bowers	Doran	Garcia
Bigham	Braecklein	Finnell	Holmes, T.

Jones, E.	Mengden	Ogg	Vale
Kubiak	Moore, T.	Orr	Von Dohlen
Lee	Nugent, J.	Reed	Williamson
Lemmon			

In The Chair

Shannon

Absent

Harding	Patterson	Salter	Santiesteban
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Absent-Excused

Graves	Holmes, Z.	Sherman	Stroud
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The Chair then laid SB 194 before the House on third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—123

Adams	Daniel	Johnson	Presnal
Agnich	Davis, D.	Jones, D.	Price
Allen, Joe	Davis, H.	Jones, G.	Rodriguez
Allen, John	Doran	Jungmichel	Rosson
Allred	Doyle	Kaster	Salem
Angly	Dramberger	Kilpatrick	Salter
Atwell	Earthman	Kost	Sanchez
Atwood	Farenthold	Lee	Santiesteban
Baker	Finck	Lewis	Schulle
Bass, B.	Finney	Ligarde	Semos
Bass, T.	Floyd	Lombardino	Short
Beckham	Foreman	Longoria	Simmons
Blanton	Gammage	Lovell	Slack
Blythe	Golman	McAlister	Slider
Bowers	Grant	McKissack	Smith
Boyle	Hale	Moncrief	Solomon
Braun	Hanna, Joe	Moore, A.	Spurlock
Burgess	Hannah, John	Moore, G.	Stewart
Bynum	Harding	Moreno	Swanson
Caldwell	Harris	Murray	Tarbox
Calhoun	Hawkins	Nabers	Traeger
Carrillo	Hawn	Nelms	Truan
Cates	Haynes	Neugent, D.	Tupper
Christian	Heatly	Newton	Uher
Clark	Hendricks	Nichols	Ward
Clayton	Hilliard	Niland	Wayne
Coats	Holmes, T.	Parker, C.	Wieting
Cobb	Howard	Parker, W.	Williams
Cole	Hubenak	Pickens	Wolff
Craddick	Hull	Poerner	Wyatt
Cruz	Ingram	Poff	

Nays—15

Bigham	Head	Nugent, J.	Vale
Braecklein	Kubiak	Ogg	Von Dohlen
Finnell	Mengden	Patterson	Williamson
Garcia	Moore, T.	Reed	

In The Chair

Shannon

Present—Not Voting

Cavness	Jones, E.	Lemmon	Orr
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Absent

Denton	Silber
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Absent-Excused

Graves	Holmes, Z.	Sherman	Stroud
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MESSAGE FROM THE SENATE

Austin, Texas, May 30, 1971

Honorable Gus Mutscher, Speaker of the House of Representatives

Sir: I am directed by the Senate to inform the House that the Senate has granted the request of the House for a Conference Committee to adjust the differences between the two Houses on HB 928.

The following have been appointed on the part of the Senate: Senators Christie, Blanchard, Creighton, Harris, and Schwartz.

I am directed by the Senate to inform the House that the Senate has concurred in House Amendments to SCR 137 by viva voce vote.

I am directed by the Senate to inform the House that the Senate has passed the following:

HB 979, by Harding: Relating to the organization of a six member Parks and Wildlife Commission: amending Section 1, Chapter 58, Acts of the 58th Legislature 1963 (Article 978f-3a, Vernon's Texas Penal Code); and declaring an emergency.

HB 1024, by Truan: Relating to bilingual education training institutes, bilingual instructional materials, and salaries for bilingual education teachers; amending Subchapter A, Chapter 11, Texas Education Code, by adding Section 11.17; amending Subchapter A; and declaring an emergency. (with amendments)

HB 988, by Nugent, J.: Relating to the creation, etc. of the Bandera County River Authority; and declaring an emergency. (with amendments)

HB 266, by Nugent, J.: Amending the subject matter of the Texas Unemployment Compensation Act, as amended; and declaring an emergency.

HB 724, by Shannon: Relating to the establishment of a state school in the Fort Worth-Dallas area; and declaring an emergency. (with amendments)

I am directed by the Senate to inform the House that the Senate has adopted the Conference Committee Report on HB 1424 by the following vote: 28 Yeas, 3 Nays.

Respectfully,
CHARLES A. SCHNABEL
Secretary of the Senate

BILLS AND A RESOLUTION SIGNED BY THE SPEAKER

The Chair announced the signing by the Speaker in the presence of the House, after giving due notice thereof, the following enrolled bills and a resolution:

HB 158, Providing for four alternate members on Boards of Adjustment to serve in absence of regular members.

HB 259, Relating to the creation of the Hood County Hospital District.

HB 298, Providing for the appointment by the District Judge of the 84th Judicial District of an official shorthand reporter.

HB 384, Relating to the compensation, etc., of certain officers and employees paid wholly from county funds.

HB 451, Relating to the salaries of certain county officials in certain counties.

HB 470, Relating to a program to assist families in the adoption of hard-to-place children.

HB 471, Creating Liberty Public Utility District.

HB 517, Relating to the transfer of voluntary mental patients.

HB 548, Exempting from state college and university tuition and fees the dependent children of Texas military personnel missing in action or taken prisoner of war.

HB 587, Creating May Public Utility District.

HB 595, Providing procedures to be employed by the State Judicial Qualifications Commission in the exercise of its power to censure.

HB 687, Relating to the authority of the commissioners courts of certain counties to appoint a special investigator to serve under the direction of the county attorney.

HB 727, Relating to the control of pollution in this state by authorizing counties to cooperate in the collection, etc., of solid waste.

HB 728, Providing the means whereby any person entitled to receive property under any will or inheritance from a decedent may disclaim and renounce such property.

HB 853, Providing for the establishment of a Food Stamp Program.

HB 920, Relating to the driving to the left side of a roadway when there is a line of standing vehicles awaiting access to a public ferry.

HB 969, Relating to a hospital or clinic's lien for services on a cause of action of an injured person.

HB 1007, Authorizing the governing board of any school district to employ security personnel for use in any school within its district.

HB 1078, Relating to the operation of all school districts in the state on a quarterly rather than a semester basis.

HB 1099, Relating to leasehold interests in land, buildings or improvements owned in whole or in part by the state, county, city, school district, etc.

HB 1165, Relating to the compensation of the assistant district attorney for the 9th Judicial District.

HB 1166, Relating to the compensation of the official shorthand reporter for the 75th Judicial District.

HB 1179, Creating Corinthian Point Utility District.

HB 1186, Relating to the issuance of solid waste disposal permits by the Texas Water Quality Board and the State Department of Health.

HB 1262, Increasing the penalty for unlawful dumping or depositing of certain wastes on or near a public highway.

HB 1293, Creating a State Commission for the Deaf.

HB 1316, Defining the term Eligible Junior College District; authorizing the annexation of territory under certain circumstances.

HB 1319, Relating to buildings and facilities constructed in the state by use of federal, state, etc., funds, and their accessibility by the handicapped.

HB 1352, Providing an additional period in which practicing architects who were practicing on May 22, 1937 may apply for and receive a certificate without examination.

HB 1417, Relating to the penalty for wilfully taking or diverting water of the state.

HB 1438, Relating to policemen's pension funds in certain cities.

HB 1441, Relating to the distribution of equalization tax funds to school districts.

HB 1611, Creating Northwest Harris County Public Utility District No. 1.

HB 1633, Authorizing the Commissioners Court of Kerr County to quitclaim to the County of Kendall all right to certain described tracts of land in Comfort, Texas.

HB 1649, Relating to the definitions of dangerous drugs; making certain acts a crime and prescribing penalties.

HB 1650, Relating to the definition of narcotic drugs; making the sale and use of heroin and cannabis illegal, etc.

HB 1652, Creating Pine Village Public Utility District.

HB 1653, Dissolving Harris County Water Control and Improvement District No. 97.

HB 1659, Providing a means by which building lines can be established on highways and roads in Montgomery County.

HB 1682, Providing for the creation of civic center authorities without taxing power.

HB 1683, Authorizing cities, towns, and villages to contract with civic center authorities.

HB 1686, Creating Colony Hills Public Utility District.

HB 1687, Relating to the authority of certain counties having a certain population to employ a county engineer.

HB 1703, Exempting certain judicial retirement payments and rights from state, county, and municipal tax or other process.

HB 1722, Relating to the compensation of the District Attorney of the 142nd Judicial District.

HB 1727, Creating Roman Forest Public Utility District No. 4.

HB 1728, Creating Roman Forest Public Utility District No. 5.

HB 1729, Creating Roman Forest Public Utility District No. 6.

HB 1730, Creating Robin Public Utility District.

HB 1732, Creating Aldine Public Utility District.

HB 1736, Creating Kuykendahl Road Public Utility District No. 2.

HB 1737, Creating Kuykendahl Road Public Utility District No. 1.

HB 1745, Creating Kimble County Hospital District.

HB 1748, Relating to the removal, alteration, or obliteration of a manufacturer's identification number from certain personal property.

HB 1751, Creating Woodforest North Utility District in Harris County.

HB 1758, Creating Spring Creek Utility District in Montgomery County.

HB 1768, Creating Louetta North Public Utility District.

HB 1773, Relating to the compensation of the District Attorney of the 75th Judicial District.

HB 1809, Creating Rolling Fork Public Utility District.

HB 1823, Creating Montgomery County Municipal Utility District No. 5.

HB 1824, Creating Montgomery County Municipal Utility District No. 6.

HB 1825, Creating Montgomery County Municipal Utility District No. 7.

HB 1851, Authorizing the Commissioner of the General Land Office to sell and convey to the Boy Scouts of America certain land in Henderson County.

HB 1857, Relating to the assignment of certain retired district judges to sit in certain courts.

HB 1863, Creating Montgomery County Municipal Utility District No. 9.

HCR 153, Creating a special interim committee on Water Resources and Land Use.

SB 801 ON SECOND READING
(Mr. Smith—House Sponsor)

Mr. Smith moved that all necessary rules be suspended to take up and consider at this time, SB 801.

The motion prevailed.

The Chair laid before the House on its second reading and passage to third reading,

SB 801, A bill to be entitled An Act relating to the duties of the Advisory Council for Children with Learning Disabilities; extending the Council's existence; amending Subsection (h), Section 3; Subsections (b) and (d), Section 4; Section 5; and Section 6, Chapter 30, Acts of the 61st Legislature, Second Called Session, 1969; and declaring an emergency.

The bill was read second time and was passed to third reading.

SB 801 ON THIRD READING

Mr. Smith moved that the constitutional rule requiring bills to be read on three several days be suspended and that SB 801 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—132

Adams	Angly	Bass, T.	Bowers
Agnich	Atwell	Beckham	Boyle
Allen, Joe	Atwood	Bigham	Braun
Allen, John	Baker	Blanton	Burgess
Allred	Bass, B.	Blythe	Bynum

Caldwell	Hannah, John	Lovell	Sanchez
Calhoun	Harding	McAlister	Santiesteban
Carrillo	Harris	McKissack	Schulle
Cates	Hawkins	Moncrief	Semos
Cavness	Hawn	Moore, A.	Short
Christian	Haynes	Moore, G.	Silber
Clark	Head	Moore, T.	Simmons
Clayton	Heatly	Moreno	Slack
Coats	Hendricks	Murray	Slider
Cobb	Hilliard	Nabers	Smith
Cole	Holmes, T.	Nelms	Solomon
Craddick	Howard	Newton	Spurlock
Cruz	Hubenak	Nichols	Swanson
Daniel	Hull	Niland	Tarbox
Davis, D.	Ingram	Nugent, J.	Traeger
Davis, H.	Johnson	Ogg	Truan
Doyle	Jones, D.	Orr	Tupper
Dramberger	Jones, E.	Parker, C.	Uher
Earthman	Jungmichel	Parker, W.	Von Dohlen
Farenthold	Kaster	Patterson	Ward
Finck	Kilpatrick	Pickens	Wayne
Finnell	Kost	Poerner	Wieting
Finney	Kubiak	Poff	Williams
Foreman	Lee	Presnal	Williamson
Gammage	Lemmon	Reed	Wolff
Golman	Lewis	Rodriguez	Wyatt
Grant	Ligarde	Salem	
Hale	Lombardino	Salter	
Hanna, Joe	Longoria		

Nays—7

Braecklein	Floyd	Mengden	Vale
Doran	Garcia	Rosson	

In The Chair**Shannon****Absent**

Denton	Neugent, D.	Price	Stewart
Jones, G.			

Absent-Excused

Graves	Holmes, Z.	Sherman	Stroud
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The Chair then laid SB 801 before the House on third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—142

Adams	Allen, Joe	Allred	Atwell
Agnich	Allen, John	Angly	Atwood

Baker	Farenthold	Kost	Reed
Bass, B.	Finck	Kubiak	Rodriguez
Bass, T.	Finnell	Lee	Rosson
Beckham	Finney	Lemmon	Salem
Bigham	Floyd	Lewis	Salter
Blanton	Foreman	Ligarde	Sanchez
Blythe	Gammage	Lombardino	Santiesteban
Bowers	Garcia	Longoria	Schulle
Boyle	Golman	Lovell	Semos
Braecklein	Grant	McAlister	Short
Braun	Hale	McKissack	Silber
Burgess	Hanna, Joe	Moncrief	Simmons
Bynum	Hannah, John	Moore, A.	Slack
Caldwell	Harding	Moore, G.	Slider
Calhoun	Harris	Moore, T.	Smith
Carrillo	Hawkins	Moreno	Solomon
Cates	Hawn	Murray	Spurlock
Cavness	Haynes	Nabers	Stewart
Christian	Head	Nelms	Swanson
Clark	Heatly	Neugent, D.	Tarbox
Clayton	Hendricks	Newton	Traeger
Coats	Hilliard	Nichols	Truan
Cobb	Holmes, T.	Niland	Tupper
Cole	Howard	Nugent, J.	Uher
Craddick	Hubenak	Ogg	Vale
Cruz	Hull	Orr	Von Dohlen
Daniel	Ingram	Parker, C.	Ward
Davis, D.	Johnson	Patterson	Wayne
Davis, H.	Jones, D.	Pickens	Wieting
Denton	Jones, E.	Poerner	Williams
Doran	Jones, G.	Poff	Williamson
Doyle	Jungmichel	Presnal	Wolff
Dramberger	Kaster	Price	Wyatt
Earthman	Kilpatrick		

Nays—1

Mengden

In The Chair

Shannon

Absent

Parker, W.

Absent-Excused

Graves

Holmes, Z.

Sherman

Stroud

Mr. Smith moved to reconsider the vote by which SB 801 was passed and to table the motion to reconsider.

The motion to table prevailed.

REASON FOR VOTE

I voted Nay in error on the passage of SB 801 and was unable to correct it before the vote was announced. I should be recorded as voting Yea.

Signed: Mengden

MOTION TO PLACE
SB 385 ON SECOND READING
(Mr. Atwell—House Sponsor)

Mr. Atwell moved that all necessary rules be suspended to take up and consider at this time, SB 385.

The motion was lost by the following vote (not receiving the necessary two-thirds vote):

Yeas—85

Allen, Joe	Denton	Lewis	Salem
Allred	Doyle	Ligarde	Salter
Atwell	Farenthold	Lombardino	Sanchez
Atwood	Finnell	Longoria	Santiesteban
Bass, B.	Foreman	McAlister	Schulle
Bass, T.	Gammage	McKissack	Semos
Blanton	Garcia	Moncrief	Silber
Boyle	Golman	Moore, A.	Smith
Braecklein	Grant	Moore, G.	Solomon
Braun	Hale	Moore, T.	Stewart
Burgess	Hannah, John	Moreno	Swanson
Bynum	Harris	Nelms	Traeger
Caldwell	Hawkins	Neugent, D.	Truan
Carrillo	Hawn	Nichols	Tupper
Cates	Haynes	Niland	Vale
Cavness	Hubenak	Ogg	Von Dohlen
Clark	Ingram	Orr	Wieting
Coats	Johnson	Parker, C.	Williams
Cole	Jones, D.	Poff	Wyatt
Cruz	Jungmichel	Presnal	
Daniel	Kost	Reed	
Davis, H.	Kubiak	Rodriguez	

Nays—56

Adams	Davis, D.	Hull	Poerner
Agnich	Doran	Jones, E.	Price
Allen, John	Dramberger	Kaster	Rosson
Angly	Earthman	Kilpatrick	Short
Baker	Finck	Lee	Simmons
Beckham	Finney	Lemmon	Slack
Bigham	Floyd	Lovell	Slider
Blythe	Hanna, Joe	Mengden	Spurlock
Bowers	Harding	Murray	Tarbox
Calhoun	Head	Nabers	Uher
Christian	Heatly	Newton	Ward
Clayton	Hendricks	Nugent, J.	Wayne
Cobb	Holmes, T.	Patterson	Williamson
Craddick	Howard	Pickens	Wolff

In The Chair

Shannon

Absent

Hilliard Jones, G. Parker, W.

Absent-Excused

Graves Holmes, Z. Sherman Stroud

SB 931 ON SECOND READING
(Mr. Presnal—House Sponsor)

Mr. Presnal moved that all necessary rules be suspended to take up and consider at this time, SB 931.

The motion prevailed by the following vote:

Yeas—108

Adams	Doyle	Lemmon	Salem
Agnich	Finnell	Lewis	Salter
Allred	Foreman	Ligarde	Sanchez
Angly	Garcia	Lombardino	Santiesteban
Atwood	Golman	Longoria	Schulle
Baker	Grant	Lovell	Semos
Bass, B.	Hale	McAlister	Short
Beckham	Hannah, John	McKissack	Silber
Bigham	Harris	Moncrief	Slider
Blanton	Hawkins	Moore, A.	Smith
Boyle	Hawn	Moore, G.	Solomon
Braecklein	Haynes	Moreno	Spurlock
Burgess	Head	Murray	Stewart
Carrillo	Heatly	Nabers	Swanson
Cates	Hendricks	Neugent, D.	Tarbox
Cavness	Hilliard	Newton	Traeger
Christian	Holmes, T.	Niland	Truan
Clayton	Howard	Ogg	Tupper
Coats	Hubenak	Parker, C.	Uher
Cole	Ingram	Parker, W.	Von Dohlen
Craddick	Johnson	Patterson	Ward
Cruz	Jones, D.	Pickens	Wayne
Daniel	Jones, G.	Poerner	Wieting
Davis, D.	Jungmichel	Presnal	Williams
Davis, H.	Kaster	Price	Williamson
Denton	Kost	Rodriguez	Wolff
Doran	Kubiak	Rosson	Wyatt

Nays—30

Allen, Joe	Dramberger	Hull	Nugent, J.
Allen, John	Earthman	Jones, E.	Orr
Bass, T.	Farenthold	Kilpatrick	Poff
Blythe	Finck	Lee	Reed
Bowers	Floyd	Mengden	Simmons
Braun	Gammage	Moore, T.	Vale
Calhoun	Hanna, Joe	Nelms	
Clark	Harding	Nichols	

In The Chair

Shannon

Absent

Atwell
BynumCaldwell
Cobb

Finney

Slack

Absent-Excused

Graves

Holmes, Z.

Sherman

Stroud

The Chair laid before the House on its second reading and passage to third reading,

SB 931, Creating the Texas Rural Industrial Development Authority.

The bill was read second time.

Mr. Orr offered the following amendment to the bill:

Amend Second Printing of SB 931 by striking Section 9 on page 5.

Mr. Braun raised a point of order against further consideration of the bill on the grounds that it violates Rule 19, Section 11 of the House Rules.

The Chair overruled the point of order.

Mr. Johnson moved to table the above amendment offered by Mr. Orr.

A record vote was requested.

The motion to table prevailed by the following vote:

Yeas—114

Adams	Christian	Grant	Kubiak
Allen, Joe	Clayton	Hannah, John	Lemmon
Allen, John	Coats	Harding	Lewis
Allred	Cobb	Harris	Ligarde
Atwood	Cole	Hawkins	Lombardino
Baker	Craddick	Haynes	Longoria
Bass, B.	Cruz	Head	Lovell
Bass, T.	Daniel	Heatly	McAlister
Beckham	Davis, D.	Hendricks	McKissack
Bigham	Davis, H.	Hilliard	Moncrief
Blanton	Denton	Holmes, T.	Moore, A.
Boyle	Doran	Howard	Moore, T.
Braecklein	Earthman	Hubenak	Murray
Braun	Farenthold	Ingram	Nabers
Burgess	Finck	Johnson	Neugent, D.
Bynum	Finnell	Jones, D.	Newton
Caldwell	Finney	Jones, G.	Nichols
Carrillo	Foreman	Jungmichel	Niland
Cates	Gammage	Kaster	Nugent, J.
Cavness	Garcia	Kost	Ogg

Parker, W.	Salter	Solomon	Von Dohlen
Patterson	Sanchez	Spurlock	Ward
Pickens	Santiesteban	Stewart	Wayne
Poerner	Schulle	Swanson	Wieting
Presnal	Semos	Tarbox	Williamson
Price	Short	Traeger	Wolff
Reed	Slack	Truan	Wyatt
Rodriguez	Slider	Tupper	
Rosson	Smith	Uher	

Nays—26

Agnich	Dramberger	Kilpatrick	Poff
Angly	Floyd	Lee	Salem
Blythe	Golman	Mengden	Silber
Bowers	Hale	Moore, G.	Simmons
Calhoun	Hanna, Joe	Nelms	Vale
Clark	Hawn	Orr	
Doyle	Jones, E.	Parker, C.	

In The Chair

Shannon

Absent

Atwell	Hull	Moreno	Williams
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Absent-Excused

Graves	Holmes, Z.	Sherman	Stroud
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SB 931 was passed to third reading.

SB 931 ON THIRD READING

Mr. Presnal moved that the constitutional rule requiring bills to be read on three several days be suspended and that SB 931 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—117

Adams	Bynum	Davis, H.	Harris
Allen, John	Caldwell	Doyle	Hawkins
Allred	Carrillo	Earthman	Hawn
Atwell	Cates	Farenthold	Haynes
Atwood	Cavness	Finck	Head
Baker	Christian	Finnell	Heatly
Bass, B.	Clayton	Finney	Hendricks
Beckham	Coats	Foreman	Hilliard
Bigham	Cobb	Garcia	Holmes, T.
Blanton	Cole	Golman	Howard
Blythe	Craddick	Grant	Hubenak
Boyle	Cruz	Hanna, Joe	Ingram
Braecklein	Daniel	Hannah, John	Johnson
Burgess	Davis, D.	Harding	Jones, D.

Jones, G.	Moore, G.	Reed	Swanson
Jungmichel	Moore, T.	Rodriguez	Tarbox
Kaster	Moreno	Rosson	Traeger
Kost	Murray	Salter	Truan
Kubiak	Nabers	Sanchez	Tupper
Lemmon	Neugent, D.	Santiesteban	Uher
Lewis	Nichols	Schulle	Von Dohlen
Ligarde	Niland	Semos	Ward
Lombardino	Ogg	Short	Wayne
Longoria	Parker, C.	Silber	Wieting
Lovell	Parker, W.	Slack	Williamson
McAlister	Patterson	Slider	Wolff
McKissack	Pickens	Smith	Wyatt
Mengden	Poerner	Solomon	
Moncrief	Presnal	Spurlock	
Moore, A.	Price	Stewart	

Nays—25

Agnich	Clark	Hull	Orr
Allen, Joe	Denton	Jones, E.	Poff
Angly	Dramberger	Kilpatrick	Salem
Bass, T.	Floyd	Lee	Simmons
Bowers	Gammage	Nelms	Vale
Braun	Hale	Nugent, J.	Williams
Calhoun			

In The Chair

Shannon

Absent

Doran Newton

Absent-Excused

Graves Holmes, Z. Sherman Stroud

The Chair then laid SB 931 before the House on third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—117

Adams	Bowers	Clayton	Doran
Allen, John	Boyle	Coats	Doyle
Allred	Braecklein	Cobb	Earthman
Atwell	Burgess	Cole	Farenthold
Baker	Bynum	Craddick	Finck
Bass, B.	Caldwell	Cruz	Finnell
Beckham	Carrillo	Daniel	Finney
Bigham	Cates	Davis, D.	Foreman
Blanton	Cavness	Davis, H.	Garcia
Blythe	Christian	Denton	Grant

Hanna, Joe	Kost	Niland	Solomon
Hannah, John	Kubiak	Nugent, J.	Spurlock
Harding	Lemmon	Ogg	Stewart
Harris	Lewis	Parker, C.	Swanson
Hawkins	Ligarde	Parker, W.	Tarbox
Hawn	Lombardino	Patterson	Traeger
Haynes	Longoria	Pickens	Truan
Head	Lovell	Poerner	Tupper
Heatly	McAlister	Presnal	Uher
Hendricks	McKissack	Price	Vale
Hilliard	Mengden	Rosson	Von Dohlen
Holmes, T.	Moncrief	Salter	Ward
Howard	Moore, A.	Sanchez	Wayne
Hubenak	Moore, G.	Santiesteban	Wieting
Ingram	Moreno	Schulle	Williamson
Johnson	Murray	Semos	Wolff
Jones, D.	Nabers	Short	Wyatt
Jones, G.	Neugent, D.	Silber	
Jungmichel	Newton	Slider	
Kaster	Nichols	Smith	

Nays—21

Agnich	Clark	Jones, E.	Poff
Allen, Joe	Dramberger	Kilpatrick	Reed
Angly	Floyd	Lee	Salem
Bass, T.	Gammage	Nelms	Simmons
Braun	Hale	Orr	Williams
Calhoun			

In The Chair

Shannon

Absent

Atwood	Hull	Rodriguez	Slack
Golman	Moore, T.		

Absent-Excused

Graves	Holmes, Z.	Sherman	Stroud
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**MOTION TO PLACE
SB 552 ON SECOND READING
(Mr. Spurlock—House Sponsor)**

Mr. Spurlock moved that all necessary rules be suspended to take up and consider at this time, SB 552.

The motion was lost by the following vote (not receiving the necessary two-thirds vote):

Yeas—77

Allen, John	Bass, B.	Blanton	Braecklein
Baker	Bigham	Boyle	Burgess

Caldwell	Head	Moore, G.	Silber
Carrillo	Hilliard	Moreno	Simmons
Cavness	Holmes, T.	Murray	Slack
Clark	Hubenak	Nabers	Slider
Clayton	Hull	Nelms	Smith
Coats	Ingram	Neugent, D.	Solomon
Cobb	Johnson	Newton	Spurlock
Cruz	Jones, D.	Niland	Stewart
Davis, H.	Jones, E.	Orr	Swanson
Denton	Jones, G.	Parker, C.	Uher
Doran	Jungmichel	Parker, W.	Ward
Finnell	Kaster	Pickens	Wieting
Finney	Lemmon	Poff	Williams
Foreman	Lewis	Presnal	Wolff
Golman	Lombardino	Price	Wyatt
Grant	McKissack	Salem	
Hale	Moncrief	Sanchez	
Hanna, Joe	Moore, A.	Schulle	

Nays—54

Adams	Davis, D.	Kilpatrick	Rodriguez
Agnich	Doyle	Kost	Rosson
Allen, Joe	Dramberger	Kubiak	Salter
Angly	Earthman	Lee	Santiesteban
Atwood	Farenthold	Ligarde	Semos
Bass, T.	Finck	Longoria	Short
Blythe	Floyd	McAlister	Traeger
Bowers	Gammage	Mengden	Truan
Braun	Garcia	Nichols	Tupper
Bynum	Hannah, John	Nugent, J.	Vale
Cates	Harding	Ogg	Von Dohlen
Christian	Harris	Patterson	Wayne
Craddick	Hendricks	Poerner	
Daniel	Howard	Reed	

In The Chair

Shannon

Absent

Allred	Cole	Haynes	Moore, T.
Atwell	Hawkins	Heatly	Tarbox
Beckham	Hawn	Lovell	Williamson
Calhoun			

Absent-Excused

Graves	Holmes, Z.	Sherman	Stroud
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(Speaker in the Chair)

MOTION TO PLACE
SB 742 ON SECOND READING
(Mr. Johnson—House Sponsor)

Mr. Johnson moved that all necessary rules be suspended to take up and consider at this time, SB 742.

The motion was lost by the following vote:

Yeas—66

Allen, Joe	Doyle	Kost	Presnal
Atwell	Farenthold	Lewis	Salem
Atwood	Gammage	Ligarde	Sanchez
Baker	Garcia	Lombardino	Santiesteban
Bass, T.	Golman	Longoria	Shannon
Blanton	Hale	McAlister	Silber
Blythe	Haynes	McKissack	Simmons
Bowers	Hawn	Moncrief	Slack
Boyle	Hilliard	Moore, A.	Spurlock
Braecklein	Hubenak	Moreno	Swanson
Burgess	Hull	Nelms	Traeger
Carrillo	Johnson	Neugent, D.	Truan
Cavness	Jones, D.	Newton	Von Dohlen
Clark	Jones, E.	Niland	Wolff
Coats	Jungmichel	Ogg	Wyatt
Cruz	Kaster	Patterson	
Davis, D.	Kilpatrick	Pickens	

Nays—72

Adams	Daniel	Hendricks	Price
Agnich	Denton	Holmes, T.	Reed
Allen, John	Doran	Howard	Rodriguez
Allred	Dramberger	Jones, G.	Rosson
Angly	Earthman	Kubiak	Salter
Bass, B.	Finck	Lee	Semos
Beckham	Finnell	Lemmon	Short
Bigham	Finney	Lovell	Slider
Braun	Floyd	Mengden	Solomon
Bynum	Foreman	Moore, T.	Stewart
Caldwell	Grant	Nabers	Tupper
Calhoun	Hanna, Joe	Nichols	Uher
Cates	Hannah, John	Nugent, J.	Vale
Christian	Harding	Orr	Ward
Clayton	Harris	Parker, C.	Wayne
Cobb	Hawkins	Parker, W.	Wieting
Cole	Head	Poerner	Williams
Craddick	Heatly	Poff	Williamson

Absent

Davis, H.	Moore, G.	Schulle	Tarbox
Ingram	Murray	Smith	

Absent-Excused

Graves	Holmes, Z.	Sherman	Stroud
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RECESS

Mr. Carl Parker moved that the House recess until 9:00 a.m. May 31, 1971.

The motion prevailed without objection.

The House accordingly, at 1:03 a.m. May 31, 1971 recessed until 9:00 a.m. May 31, 1971.

APPENDIX

STANDING COMMITTEE REPORTS

Favorable reports have been filed by Committees on bills and resolutions, as follows:

Appropriations: SB 908.

Engrossed and Enrolled Bills: Correctly engrossed—HB 783, HB 1367, HB 1488, HB 1674, HB 1722, HB 1744, HB 1888, HB 1890, HJR 95, HCR 170, HCR 171, HCR 184, HCR 192. Correctly enrolled—HB 50, HB 156, HB 281, HB 298, HB 314, HB 335, HB 339, HB 358, HB 416, HB 451, HB 471, HB 517, HB 525, HB 611, HB 651, HB 685, HB 686, HB 690, HB 694, HB 727, HB 796, HB 893, HB 903, HB 910, HB 920, HB 922, HB 969, HB 1007, HB 1034, HB 1131, HB 1145, HB 1165, HB 1166, HB 1179, HB 1186, HB 1262, HB 1265, HB 1273, HB 1293, HB 1299, HB 1323, HB 1351, HB 1412, HB 1441, HB 1491, HB 1612, HB 1613, HB 1622, HB 1642, HB 1659, HB 1680, HB 1686, HB 1690, HB 1691, HB 1692, HB 1693, HB 1694, HB 1695, HB 1696, HB 1697, HB 1701, HB 1703, HB 1710, HB 1711, HB 1716, HB 1727, HB 1728, HB 1735, HB 1741, HB 1748, HB 1755, HB 1764, HB 1769, HB 1773, HB 1873, HB 1787, HB 1789, HB 1792, HB 1793, HB 1794, HB 1810, HB 1823, HB 1832, HB 1840, HB 1844, HB 1851, HB 1863, HB 1864, HB 1890, HJR 68, HCR 83, HCR 129, HCR 134, HCR 180, HCR 185, HCR 186, HCR 187, HCR 188.

Higher Education: SB 419.

Judiciary: SB 885.

Resolutions and Interim Activities: HSR 615, HSR 619, HSR 628, HSR 630, SCR 86, SCR 101, SCR 103, SCR 116, SCR 129, SCR 132, SCR 133, SCR 135.

State Affairs: SB 960, SCR 41, SCR 114.

EIGHTY-FIFTH DAY (Continued)—MONDAY, MAY 31, 1971

The House met at 9:00 a.m. and was called to order by the Speaker.

The roll of the House was called and the following Members were present:

Mr. Speaker	Bass, T.	Bynum	Clayton
Adams	Bigham	Caldwell	Coats
Agnich	Blanton	Carrillo	Cole
Allen, Joe	Blythe	Cates	Craddick
Allen, John	Boyle	Cavness	Davis, D.
Atwood	Braecklein	Christian	Davis, H.
Baker	Burgess	Clark	Doyle